FIRST NATIONS WATER RIGHTS IN BRITISH COLUMBIA

A Historical Summary of the rights of the Nicomen First Nation

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FIRST NATIONS WATER RIGHTS IN BRITISH COLUMBIA:

A Historical Summary of the rights of the Nicomen First Nation

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Gary Robinson
Project Manager
Water Management Branch

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4. PERMIT AUTHORIZING THE OCCUPATION OF CROWN LAND: Permit No. 21150.

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FIRST NATION WATER RIGHTS REPORT

BAND: Nicomen

ADDRESS: P.O. Box 328, Lytton, BC V0K 1Z0

CHIEF: Cyril Spence

PHONE: 455-2279 **FAX**: 455-2772

AFFILIATION: Fraser Canyon Tribal Council

LOCATION:

The Nicomen Band occupies three reserves situated within the Interior Plateau in an area to the south and southeast of Spences Bridge. These reserves range in size from 0.6 to 615 hectares. The Nicomen reserves include:

Enhalt 11
Gulada 3A
Klahkowit 5
Kykinalko 2
Naykikoulth 13
Nicomen 1
Putkwa 14
Sackum 3
Shoskhost 7
Shuouchten 15
Saynaneichst 12
Skhpowtz 4
Skeikut 9
Sleetsis 6
Squianny 10
Unpukpulquatum 8

Of these reserve lands, water rights have been issued on Enhalt 11, Klahkowit 5, Kykinalko 2, Naykikoulth 13, Nicomen 1, Putkwa 14, Sackum 3, Shoskhost 7, Shuouchten 15, Skaynaneichst 12, Skeikut 9, Skhpowtz 4, Sleetsis 6, Squianny 10, and Unpukpulquatum 8.

The most recent population figures from the Ministry of Finance indicate that the Nicomen Band's total population, including registered and non-registered members living on and off-reserve, is 89.

The Nicomen reserves lie at elevations ranging from 500 to 4,300 metres above mean sea level, and experience climate ranging from an average daily temperature of -5 to -10 degrees centigrade in January, to more than 20 degrees centigrade in July. The average annual rainfall for this area is less than 30 centimetres.

Water courses of significance include:

¥ Enhalt (Long) Lake, which is situated on the eastern border of Enhalt Reserve No. 11.

¥ Kiroalulat Stream, which flows in an easterly direction towards the western boundary of

Klahkowit Reserve No. 5.

¥ Kykinalko Creek, which flows in a southwesterly direction before it enters the Nicoamen River.

¥ Naykikoulth Stream, which flows from Squianny 10 easterly into the Lower Nicola River.

¥ Nicoamen River, which flows northwest through Kykinalko Reserve No. 2 before it enters the Thompson River.

¥ Sackum Creek, which flows southwest and discharges into the Thompson River at a point south of Sackum Reserve No. 3 and north of Gulada Reserve No. 3A.

¥ Seddell Spring, which is located near the centre of the eastern border of Klahkowit Reserve No. 5.

¥ Shoskhost Creek, which flows southeast through Shoskhost Reserve No. 7 before it discharges into the Thompson River.

¥ Shushten Creek, which flows in a southeasterly direction, flows by the eastern border of Shuouchten Reserve No. 10, and enters the Thompson River.

¥ Skaynaneichst Creek, which flows east through the northeastern corner of Squianny Reserve No. 10, and then through Skaynaneichst Reserve No. 12, before it enters the Nicola River.

¥ Skeikut Creek, which flows southeast through part of Skeikut Reserve No. 9, and then flows northeast through Naykikoulth Reserve No. 13 before it discharges into the Nicola River.

¥ Skhpowtz Creek, which flows east through Skhpowtz Reserve No. 4 where it enters the Thompson River.

¥ Sleetsis Creek, which flows northeast through Sleetsis Reserve No. 6 before it discharges into the Thompson River.

¥ Squianny Creek, which originates in Squianny Reserve No. 10, from which it flows northwest until it enters the Thompson River.

¥ Thom Creek, which flows north through Nicomen Reserve No. 1 before it enters the Thompson River.

¥ Unpukpulquatum Creek, which flows through Unpukpulquatum Reserve No. 8.

WATER ALLOCATIONS:

There are no records of any allocations made by the Order In Council of the Lieutenant Governor in Council. However, the water rights of the Band have been recorded or affected by four actions of government over the years.

1) Allotments by Indian Reserve Commissioners.

   Following confederation, the Province and the Dominion established an Indian Reserve Commission to reserve lands for the Indians without their agreement and for the transfer of those lands to the Dominion. In setting apart lands for reserves, the Reserve Commissioners made it their practice to allot water with the lands. It is understood that this practice was unique among Indian Reserves in Canada and the authority of these Commissioners to allot water rights has always been disputed by the Province.

2) Determinations of the Board of Investigation under the *Water Act, 1914* of claims of the Department of Indian Affairs, and subsequent issue of water licences.

3) Granting of water licences from Federal Government application for licences for the use of water on reserves.

4) Actions to amend, cancel or record as abandoned rights under licence pursuant to provisions in the *Water Act*..

HISTORY, CURRENT STATUS AND NOTES:

The history of water rights, the current status of rights, and notes for the Nicomen Band with respect to Enhalt 11, Klahkowit 5, Kykinalko 2, Naykikoulth 13, Nicomen 1, Putkwa 14, Sackum 3, Shoskhost 7, Shuouchten 15, Skaynaneichst 12, Skeikut 9, Skhpowtz 4, Sleetsis 6, Squianny 10, and Unpukpulquatum 8 are as follows:

ENHALT 11

History:

Jul 13, 1878 The Minute of Decision of the Indian Reserve Commission allocated the following for the use of the Nicomen Band:

> *"50 inches from a small lake at Inhasto Reserve and from a stream flowing southeasterly to Skeikut..."*

Note: From the description, it is assumed that Inhasto Reserve is now presently Enhalt Reserve No. 11. Thus, the lake to which this Minute of Decision refers is Enhalt Lake. It is unclear to which stream this water record refers.

The reference to an inch of water is understood to be a "miner's inch" of water. The Water Act of 1914 defined a miner's inch as being equal to a flow of .028 cubic feet per second. This rate of flow over a 120 day irrigation season would be 6.664 acre feet for each miner's inch.

Nov 3, 1924 At a final hearing before the Board of Investigation, acting pursuant to the Water Act of 1914, the Board determined that on the 26th day of September, 1888, there was filed in the office of the Dominion Lands Agent at New Westminster, B.C., a bona fide application for a record of water from Enhalt (Long) Lake, for use on Enhalt Reserve No. 11. The Order of the Board, numbered 6594, set out that a conditional licence should be issued which would:

(i) provide for the diversion of water from Enhalt (Long) Lake,
(ii) take precedence from September 26, 1888,
iii) authorize diversion of a maximum of 78 acre feet per year for irrigation of 26 acres of Enhalt Reserve No. 11, provided that 1,000 gallons per day, throughout the year, could also be used for domestic purpose.

The Comptroller of Water Rights issued Conditional Water Licence 7796, which embodied the terms and conditions set out in Board Order 6594.

Jan 14, 1933 The Comptroller of Water Rights issued an Order, in accordance with the notice of proposed cancellation dated December 19, 1931, which cancelled Conditional Water Licence 7796 .

The file corresponding to Conditional Water Licence 7796 has been destroyed and, therefore; further information pertinent to this licence is not available.

Current Status:

Enhalt (Long) Lake:

There are currently no active licences on Enhalt (Long) Lake.

Water Survey of Canada has no records of streamflow on Enhalt (Long) Lake, and there is no other current information on water availability.

Notes:

1. The Nicomen Band's prior right to water allotted by the Indian Reserve Commission has not been formally recognized by the Province.
2. The water rights held by the Nicomen Band under Conditional Water Licence 7796 on Enhalt Lake were cancelled in 1933.

Unnamed Stream:

There are currently no licences within Enhalt Reserve No. 11.

Notes:

1. The Nicomen Band's prior right to water allotted by the Indian Reserve Commission has not been formally recognized by the Province.

KLAHKOWIT 5

History:

Jul 13, 1878 The Minute of Decision of the Indian Reserve Commission allocated the following for the use of the Nicomen Band:

> *"20 inches from a stream called Kioalulat which runs in an easterly direction nearly up to the west boundary line of the Klahkowit Reserve..."*

Note: Kioalulat Stream is also referred to as Kioalulat Creek.

Dec 22, 1923 In accordance with an application made by a William C. Dallin, Indian Agent on behalf of the Nicomen Band, the Comptroller of Water Rights issued Conditional Water Licence 7316. This licence was given a precedence date of August 6, 1923 and authorized the diversion of 139 acre feet per year (from April 1 to September 30) from Skhpowitz Creek for irrigation purpose. Of this amount, 1,000 gallons of water per day can be used for domestic purpose. The land to which this licence is appurtenant is Klahkowit Reserve No. 5, of which 46.4 acres may be irrigated.

Note: It is assumed that Skhpowitz Creek is now Skhpowtz Creek.

Jan 25, 1924 At a final hearing before the Board of Investigation, acting pursuant to the Water Act of 1914, the Board determined that on the 26th day of September, 1888, there was filed in the office of the Dominion Lands Agent at New Westminster, B.C., a bona fide application for a record of water from Seddel Spring, for use on Klahkowit Reserve No. 5. The Order of the Board, numbered 7954, set out that a conditional licence should be issued which would:

- (i) provide for the diversion of water from Seddel Spring,
- (ii) take precedence from September 26, 1888,
- (iii) authorize diversion of a maximum of 27 acre feet per year for irrigation of 9 acres of Klahkowit Reserve No. 5, provided that 1,000 gallons per day, throughout the year, could also be used for domestic purpose.

The Comptroller of Water Rights issued Conditional Water Licence 7357, which embodied the terms and conditions set out in Board Order 7954.

Note: Seddel Spring is now Seddell Spring.

Nov 20, 1934 In accordance with an application made by Alfred H. Barber, Indian Agent on behalf of the Nicomen Band, the Comptroller of Water Rights issued Conditional Water Licence 12276. This licence has a precedence date of April 25, 1933 and authorizes the diversion of 87.5 acre feet per year (from April 1 to September 30) from Sleetsis Creek for irrigation purpose on 35 acres of Klahkowit Reserve No. 5.

Dec 5, 1934 In connection with Conditional Water Licence 12276, a permit was granted to the Superintendent General of Indian Affairs, under Section 50, Right of Way over Crown Land (no stumpage fee has been fixed, but in the event of any timber being cut on this right of way the same will be subject to stumpage at current prices plus royalty).

Jan 16, 1939 Based on the extent to which the rights granted under the former licence were being exercised at the time, the Comptroller of Water Rights issued Final Water Licence 10440 (in substitution of Conditional Water Licence 7357) to the Director of Indian Affairs on behalf of the Nicomen Band. The licence has a precedence date of September 26, 1888 and authorizes the use of 1,000 gallons per day, year round from Seddell Spring, for domestic purpose on Klahkowit No. 5.

Jan 16, 1939 Based on the extent to which the rights granted under the former licence were being exercised at the time, the Comptroller of Water Rights issued Final Water Licence 10442 (in substitution of Conditional Water Licence 7316) to the Director of Indian Affairs on behalf of the Nicomen Band. The licence has a precedence date of August 6, 1923 and authorizes diversion of 30 acre feet per year (from April 1 to September 30) from Skhpowtz Creek, for irrigation purposes on 10 acres of Klahkowit Reserve No. 5. Of this amount, 500 gallons per day, year-round may also be for domestic use.

Jan 24, 1939 In connection with Final Water Licence 10442, a permit was granted to the Director of Indian Affairs, under Section 48, Right of Way over Crown Land (no stumpage fee has been fixed, but in the event of any timber being cut on this right of way the same will be subject to stumpage at current prices plus royalty).

Current Status:

Kiroalulat Creek:

There are currently no active licences on Kiroalulat Creek.

Water Survey of Canada has no records of streamflow on Kiroalulat Creek, and there is no other current information on water availability.

Notes:

1. The Nicomen Band's prior right to water allotted by the Indian Reserve Commission has not been formally recognized by the Province.

Seddell Spring:

Final Water Licence 10440 is the only active licence on Seddell Spring. It is for the use and benefit of the Nicomen Band. This licence authorizes the use of 1,000 gallons of water per day, year round for domestic purpose.

Water Survey of Canada has no records of streamflow on Seddell Spring, and there is no other current information on water availability.

Notes:

1. The issuance of Final Water Licence 10440 (which substituted Conditional Water Licence 7357) resulted in the reduction of licensed water rights for the Nicomen Band.

Skhpowtz Creek:

Final Water Licence 10442 is the only active licence on Skhpowtz Creek. It is for the use and benefit of the Nicomen Band. This licence authorizes the use of 30 acre feet per year for irrigation purpose. From this amount, 500 gallons of water per day, year round may be for domestic purpose.

Water Survey of Canada has no records of streamflow on Skhpowtz Creek, and there is no other current information on water availability.

Notes:

1. The issuance of Final Water Licence 10442 (which substituted Conditional Water Licence 7316) resulted in the reduction of licensed water rights for the Nicomen Band.

Sleetsis Creek:

Conditional Water Licence 12276 is the only active licence on Sleetsis Creek. It is for the use and benefit of the Nicomen Band.

Water Survey of Canada has no records of streamflow on Sleetsis Creek, and there is no other current information on water availability.

Notes:

1. There is no additional information with respect to the rights of the Nicomen Band on Sleetsis Creek.

KYKINALKO 2

History:

Jul 13, 1878 The Minute of Decision of the Indian Reserve Commission allocated the following for the use of the Nicomen Band:

> *"50 inches from the Nicomen River."*

Nov 3, 1924 At a final hearing before the Board of Investigation, acting pursuant to the Water Act of 1914, the Board determined that on the 26th day of September, 1888, there was filed in the office of the Dominion Lands Agent at New Westminster, B.C., a bona fide application for a record of water from Nicomen Creek and tributary, for use on Kykinalko Reserve No. 2. The Order of the Board, numbered 6591, set out that a conditional licence should be issued which would:

(i) provide for the diversion of water from Nicomen Creek and tributary,
(ii) take precedence from September 26, 1888,
(iii) authorize diversion of a maximum of 207 acre feet per year for irrigation of 69 acres of Kykinalko Reserve No. 2, provided that 1,000 gallons per day, throughout the year, could also be used for domestic purpose.

The Comptroller of Water Rights issued Conditional Water Licence 7793, which embodied the terms and conditions set out in Board Order 6591.

Note: Nicomen Creek is now known as Nicoamen River.

Oct 14, 1992 A letter written by Chris Morgan, Head, Water Licence Administration, stated that Conditional Water Licence 7793 was identified for review and probable amendment. The apparent change for this licence was noted as an incorrect source name.

Apr 5, 1994 An Engineer's report on water licence amendment regarding Conditional Water Licence 7793 indicated that the proper source name for this licence is Nicoamen River. This letter also suggested that the name for the second P.O.D., which is located on a tributary on the Nicoamen River, be named Kykinalko Creek. In addition, this report recommended that a new Conditional Licence be issued to replace Conditional Licence 7793 to account for both the noted amendments and the following special clause:

> *"The nature and extent of the incidental uses permitted under this licence is the use of 1,000 gallons of water per day for domestic purposes from any or all the said sources of water supply during the whole year, but shall not enlarge the quantity of water allowed under clause (e)."*

Feb 8, 1995 Based on the extent to which the rights granted under the former licence were being exercised at the time, the Comptroller of Water Rights issued Conditional Water Licence 108216 (in substitution of Conditional Water Licence 7793) to the Nicomen Band. The licence has a precedence date of September 26, 1888 and authorizes diversion of 207 acre feet per year (from April 1 to September 30) from Nicoamen River and Kykinalko Creek, for irrigation purposes on 69 acres of Kykinalko Reserve No. 2. Of this amount, 1,000) gallons per day, year-round may also be for domestic use.

In connection with Conditional Water Licence 108216, Permit Over

Crown Lands 21150 was granted to the Nicomen Band. This permit authorized occupation of Crown Land for the construction and maintenance of works.

Current Status:

Kykinalko Creek:

Conditional Water Licence 101826 is the only active licence on Kykinalko Creek. It is for the use and benefit of the Nicomen Band. This licence authorizes the use of 207 acre feet of water per year from Kykinalko Creek for irrigation purpose. Of this amount, 1,000 gallons of water per day, year round may be for domestic purpose.

Water Survey of Canada has no records of streamflow on Kykinalko Creek, and there is no other current information on water availability.

Notes:

1. There is no additional information with respect to the rights of the Nicomen Band on Kykinalko Creek.

Nicoamen River:

There are currently three active licences on Nicoamen River, one of which is held by the Nicomen Band. Of the licences:

¥ 2 authorize the use of water for irrigation purpose, for a total of 225 acre feet of water per year.

¥ 1 authorizes the use of 1,000 gallons of water per day, year round for domestic purpose.

¥ 1 authorizes the use of 1 cubic foot of water per second for residential power purpose.

Note: Some licences authorize the use or diversion of water for more than one purpose.

The Nicomen Band holds Conditional Water Licence 108216, which is first in priority on Nicoamen River.

Water Survey of Canada has no records of streamflow on Nicoamen River, and there is no other current information on water availability.

Notes:

1. The Nicomen Band's prior right to water allotted by the Indian Reserve Commission has not been formally recognized by the Province.

NAYKIKOULTH 13

Aug 16, 1878 The Minute of Decision of the Indian Reserve Commission allocated the following for the use of the Nicomen Band on Naykikoulth 13:

> *"30 inches from a stream known as the Naykikoulth..."*

Note: Naykikoulth Stream, also previously recognized as Nikikou Creek, is now known as Skeikut Creek.

Nov 3, 1924 At a final hearing before the Board of Investigation, acting pursuant to the Water Act of 1914, the Board determined that on the 26th day of September, 1888, there was filed in the office of the Dominion Lands Agent at New Westminster, B.C., a bona fide application for a record of water from Skeikut (or Nikikou) Creek, for use on Naykikoulth Reserve No. 13. The Order of the Board, numbered 6699, set out that a conditional licence should be issued which would:

(i) provide for the diversion of water from Skeikut (or Nikikou) Creek,
(ii) take precedence from September 26, 1888,
(iii) authorize diversion of a maximum of 93 acre feet per year for irrigation of 31 acres of Naykikoulth Reserve No. 13, provided that 500 gallons per day, throughout the year, could also be used for domestic purpose.

The Comptroller of Water Rights issued Conditional Water Licence 7798, which embodied the terms and conditions set out in Board Order 6699.

Jan 14, 1933 The Comptroller of Water Rights issued an Order, in accordance with the notice of proposed cancellation dated December 19, 1931, which cancelled Conditional Water Licence 7798.

Note: The file corresponding to Conditional Water Licence 7798 has been destroyed and, therefore; further information pertinent to this licence is not available.

Current Status:

Skeikut Creek:

There are currently no active licences on Skeikut Creek.

Water Survey of Canada operated station 08LG054 on Skeikut Creek from August to September during 1966. During this period, the station recorded a mean monthly flow of 0.002 m^3/sec in September and a mean monthly flow of 0.004 m^3/sec in August.

Notes:

1. The Nicomen Band's prior right to water allotted by the Indian Reserve Commission has not been formally recognized by the Province.
2. The water rights held by the Nicomen Band under Conditional Water Licence 7798 were cancelled in 1933.

NICOMEN 1

History:

Jul 13, 1878 The Minute of Decision of the Indian Reserve Commission allocated the following for the use of the Nicomen Band on Nicomen 1:

> *"50 inches from a stream, which it is proposed to dam, which flows through the Reserve..."*

Note: The creek to which this Minute of Decision refers is most likely Thom Creek.

Nov 3, 1924 At a final hearing before the Board of Investigation, acting pursuant to the Water Act of 1914, the Board determined that on the 26th day of September, 1888, there was filed in the office of the Dominion Lands Agent at New Westminster, B.C., a bona fide application for a record of water from Thom Creek, for use on Nicomen Reserve No. 1. The Order of the Board, numbered 6588, set out that a conditional licence should be issued which would:

(i) provide for the diversion of water from Thom Creek,
(ii) take precedence from September 26, 1888,
(iii) authorize diversion of a maximum of 186 acre feet per year for irrigation of 62 acres of Nicomen Reserve No. 1,

provided that 2,000 gallons per day, throughout the year, could also be used for domestic purpose.

The Comptroller of Water Rights issued Conditional Water Licence 7792, which embodied the terms and conditions set out in Board Order 6588.

Apr 20, 1937 Based on the extent to which the rights granted under the former licence were being exercised at the time, the Comptroller of Water Rights issued Final Water Licence 9967 (in substitution of Conditional Water Licence 7792) to the Superintendent General of Indian Affairs on behalf of the Nicomen Band. The licence has a precedence date of September 26, 1888 and authorizes the diversion of 15 acre feet per year (from April 1 to September 30) from Thom Creek, for irrigation purposes on 5 acres of Nicomen Reserve No. 1. Of this amount, 1,000 gallons per day, year-round may also be for domestic use.

Current Status:

Thom Creek:

Final Water Licence 9967 is the only active licence on Thom Creek. It is for the use and benefit of the Nicomen Band.

Water Survey of Canada has no records of streamflow on Thom Creek, and there is no other current information on water availability.

Notes:

1. The Nicomen Band's prior right to water allotted by the Indian Reserve Commission has not been formally recognized by the Province.
2. The issuance of Final Water Licence 9967 (which substituted Conditional Water Licence 7792) resulted in the reduction of licensed water rights for the Nicomen Band.

PUTKWA 14

History:

Jul 13, 1878 The Minute of Decision of the Indian Reserve Commission allocated the following for the use of the Nicomen Band on Putkwa 14:

> *"10 inches of water are assigned from the spring or other sources of water supply which, on survey, may be found available."*

Current Status:

There are no current licences held on Putkwa Reserve No. 14.

Notes:

1. The Nicomen Band's prior right to water allotted by the Indian Reserve Commission has not been formally recognized by the Province.
2. The Nicomen Band's water rights were lost as a result of the abandonment of the Minute of Decision for Putkwa 14. This abandonment occurred on January 16, 1926.

SACKUM 3

History:

Jul 13, 1878 The Minute of Decision of the Indian Reserve Commission allocated the following for the use of the Nicomen Band:

> *"20 inches of water from the stream called Sackum..."*

Note: Sackum Stream is now known as Sackum Creek.

Dec 19, 1924 At a final hearing before the Board of Investigation, acting pursuant to the Water Act of 1914, the Board determined that on the 26th day of September, 1888, there was filed in the office of the Dominion Lands Agent at New Westminster, B.C., a bona fide application for a record of water from Sackum Creek, for use on Sackum Reserve No. 3. The Order of the Board, numbered 6593, set out that a conditional licence should be issued which would:

(i) provide for the diversion of water from Sackum Creek,
(ii) take precedence from September 26, 1888,
(iii) authorize diversion of a maximum of 12 acre feet per year for irrigation of 4 acres of Sackum Reserve No. 3, provided that 500 gallons per day, throughout the year, could also be used for domestic purpose.

The Comptroller of Water Rights issued Conditional Water Licence 7893, which embodied the terms and conditions set out in Board Order 6593.

Jan 24, 1933 The Comptroller of Water Rights issued an Order, in accordance with the notice of proposed cancellation dated December 20, 1932, which cancelled Conditional Water Licence 7893.

Note: The file corresponding to Conditional Water Licence 7893 has been destroyed and, therefore, further information regarding this licence is not available.

Current Status:

Sackum Creek:

There are no current licences on Sackum Creek.

Water Survey of Canada has no records of streamflow on Sackum Creek, and there is no other current information on water availability.

Notes:

1. The Nicomen Band's prior right to water allotted by the Indian Reserve Commission has not been formally recognized by the Province.
2. The water rights held by the Nicomen Band under Conditional Water Licence 7893 on Sackum Creek were cancelled in 1933.

SHOSKHOST 7

History:

Jul 13, 1878 The Minute of Decision of the Indian Reserve Commission allocated the following for the use of the Nicomen Band:

> *"20 inches of water from a small stream called Shoskhost..."*

Note: Shoskhost Stream is now known as Shoskhost Creek.

Apr 24, 1924 At a final hearing before the Board of Investigation, acting pursuant to the Water Act of 1914, the Board determined that on the 26th day of September, 1888, there was filed in the office of the Dominion Lands Agent at New Westminster, B.C., a bona fide application for a record of water from Shoskhost Creek, for use on Shoskhost Reserve No. 7. The Order of the Board, numbered 7978, set out that a conditional licence should be issued which would:

(i) provide for the diversion of water from Shoskhost Creek,

(ii) take precedence from September 26, 1888,
(iii) authorize diversion of a maximum of 23 acre feet per year for irrigation of 7.5 acres of Shoskhost Reserve No. 7, provided that 500 gallons per day, throughout the year, could also be used for domestic purpose.

The Comptroller of Water Rights issued Conditional Water Licence 7518, which embodied the terms and conditions set out in Board Order 7978.

Current Status:

Shoskhost Creek:

Conditional Water Licence 7518 is the only active licence on Shoskhost Creek. It is for the use and benefit of the Nicomen Band.

Water Survey of Canada has no records of streamflow on Shoskhost Creek, and there is no other current information on water availability.

Notes:

1. The Nicomen Band's prior right to water allotted by the Indian Reserve Commission has not been formally recognized by the Province.

SHUOUCHTEN 15

History:

Jul 13, 1878 The Minute of Decision of the Indian Reserve Commission allocated the following for the use of the Nicomen Band:

> *"20 inches of water from Shaouchten Stream are assigned...or from other sources of water supply..."*

Note: It is assumed that Shauouchten Stream, also previously known as Shuouchten Creek, has been renamed Shushten Creek.

Jan 25, 1924 At a final hearing before the Board of Investigation, acting pursuant to the Water Act of 1914, the Board determined that on the 26th day of September, 1888, there was filed in the office of the Dominion Lands Agent at New Westminster, B.C., a bona fide application for a record of water from Shuouchten Creek, for use on Shuouchten Reserve No. 15. The Order of the Board, numbered 7974, set out that a conditional licence should be issued which would:

(i) provide for the diversion of water from Shuouchten Creek,
(ii) take precedence from September 26, 1888,
(iii) authorize diversion of a maximum of 19.5 acre feet per year for irrigation of 6.5 acres of Shuouchten Reserve No. 15, provided that 500 gallons per day, throughout the year, could also be used for domestic purpose.

The Comptroller of Water Rights issued Conditional Water Licence 7356, which embodied the terms and conditions set out in Board Order 7947.

Jan 24, 1933 The Comptroller of Water Rights issued an Order, in accordance with the notice of proposed cancellation dated December 20, 1932, which cancelled Conditional Water Licence 7356 .

Note: Further information pertinent to this licence is not available as the file corresponding to Conditional Water Licence 7356 has been destroyed.

Current Status:

Shushten Creek:

There are currently no active licences on Shushten Creek.

Water Survey of Canada has no records of streamflow on Shushten Creek, and there is no other current information on water availability.

Notes:

1. The Nicomen Band's prior right to water allotted by the Indian Reserve Commission has not been formally recognized by the Province.
2. The water rights held by the Nicomen Band under Conditional Water Licence 7356 on Shushten Creek were cancelled in 1933.

SKYANANEICHST 12

History:

Jul 13, 1878 The Minute of Decision of the Indian Reserve Commission allocated the following for the use of the Nicomen Band:

> *"75 inches of water from a stream called Skayananeichts which flows from Squianny easterly into the Lower Nicola River also from springs within the Reserve..."*

Note: Skayananeichts Stream is now known as Skaynaneichst Creek.

Nov 3, 1924 At a final hearing before the Board of Investigation, acting pursuant to the Water Act of 1914, the Board determined that on the 26th day of September, 1888, there was filed in the office of the Dominion Lands Agent at New Westminster, B.C., a bona fide application for a record of water from Skaynaneichst Creek, for use on Skaynaneichst Reserve No. 12. The Order of the Board, numbered 6712, set out that a conditional licence should be issued which would:

(i) provide for the diversion of water from Skaynaneichst Creek,
(ii) take precedence from September 26, 1888,
iii) authorize diversion of a maximum of 339 acre feet per year for irrigation of 113 acres of Skaynaneichst Reserve No. 12, provided that 1,000 gallons per day, throughout the year, could also be used for domestic purpose.

The Comptroller of Water Rights issued Conditional Water Licence 7797,which embodied the terms and conditions set out in Board Order 6712.

Jan 14, 1933 The Comptroller of Water Rights issued an Order, in accordance with the notice of proposed cancellation dated December 19, 1031, which cancelled Conditional Water Licence 7797 .

Note: The file corresponding to Conditional Water Licence 7797 has been destroyed and, therefore; further information pertinent to this licence is not available.

Current Status:

Skaynaneichst Creek:

Conditional Water Licence 28953 is the only licence on Skaynaneichst Creek. It is not for the use and benefit of the Nicomen Band. This licence authorizes the use of 1,000 gallons of water per day, year round for domestic purpose.

Water Survey of Canada has no records of streamflow for Skaynaneichst Creek, and there is no current information for water availability.

Notes:

1. The Nicomen Band's prior right to water allotted by the Indian Reserve Commission has not been formally recognized by the Province.

2. The water rights held by the Nicomen Band under Conditional Water Licence 7797 on Skaynaneichst Creek were cancelled in 1933.

SKEIKUT 9

History:

Jul 13, 1878 The Minute of Decision of the Indian Reserve Commission allocated the following for the use of the Nicomen Band:

> *"100 inches of water from three lakes about three miles south from Skeikut, and from a stream which flows from these lakes to Skeikut."*

Note: From the description given in the Minute of Decision, it is assumed that the three lakes are Nsatiscou Lake, Kukismous Lake and Anisheldt Lake. However, the stream described in this water record cannot be identified.

Nov 3, 1924 At a final hearing before the Board of Investigation, acting pursuant to the Water Act of 1914, the Board determined that on the 26th day of September, 1888, there was filed in the office of the Dominion Lands Agent at New Westminster, B.C., a bona fide application for a record of water from Skeikut Creek, for use on Skeikut No. 9. The Order of the Board, numbered 6701, set out that a conditional licence should be issued which would:

- (i) provide for the diversion of water from Skeikut Creek,
- (ii) take precedence from September 26, 1888,
- (iii) authorize diversion of a maximum of 525 acre feet per year for irrigation of 175 acres of Skeikut Reserve No. 9, provided that 2,000 gallons per day, throughout the year, could also be used for domestic purpose.

The Comptroller of Water Rights issued Conditional Water Licence 7794, which embodied the terms and conditions set out in Board Order 6701.

Jul 6, 1950 The Comptroller of Water Rights issued an Order, in accordance with the notice of proposed cancellation dated April 6, 1950, which cancelled Conditional Water Licence 7794 .

Note: Further information regarding Conditional Water Licence 7517 is unknown as the corresponding file was destroyed.

Current Status:

Skeikut Creek:

There are no current licences on Skeikut Creek.

Water Survey of Canada operated station 08LG054 on Skeikut Creek from August to September during 1966. During this period, the station recorded a mean monthly flow of 0.002 m^3/sec in September and a mean monthly flow of 0.004 m^3/sec in August.

Notes:

1. The Nicomen Band's prior right to water allotted by the Indian Reserve Commission has not been formally recognized by the Province.
2. The water rights held by the Nicomen Band under Conditional Water Licence 7797 were cancelled in 1950.

SKHPOWTZ 4

History:

Jul 13, 1878 The Minute of Decision of the Indian Reserve Commission allocated the following for the use of the Nicomen Band:

> *"20 inches from a small stream called Skhpowtz which flows into the Thompson River..."*

Note: Skhpowtz Stream is now referred to as Skhpowtz Creek.

Current Status:

There are no current licences on Skhpowtz Reserve No. 4.

Notes:

1. The Nicomen Band's water rights were lost as a result of the abandonment of the Minute of Decision for Skhpowtz Reserve No. 4. This abandonment occurred on January 16, 1926.

SLEETSIS 6

History:

Jul 13, 1878 The Minute of Decision of the Indian Reserve Commission allocated the following for the use of the Nicomen Band:

> *"100 inches of water from a stream called Sleetsis..."*

Note: Sleetsis Stream is now known as Sleetsis Creek.

Nov 3, 1924 At a final hearing before the Board of Investigation, acting pursuant to the Water Act of 1914, the Board determined that on the 26th day of September, 1888, there was filed in the office of the Dominion Lands Agent at New Westminster, B.C., a bona fide application for a record of water from Sleetsis Creek, for use on Sleetsis Reserve No. 6. The Order of the Board, numbered 7946, set out that a conditional licence should be issued which would:

(i) provide for the diversion of water from Sleetsis Creek,
(ii) take precedence from September 26, 1888,
(iii) authorize diversion of a maximum of 16.5 acre feet per year for irrigation of 5.5 acres of Sleetsis Reserve No. 6, provided that 500 gallons per day, throughout the year, could also be used for domestic purpose.

The Comptroller of Water Rights issued Conditional Water Licence 7355, which embodied the terms and conditions set out in Board Order 7946.

Mar 3, 1939 A letter written to the District Chief Engineer by the Comptroller of Water Rights indicated that regarding Conditional Water Licence 7355:

> *"...in view of your remarks, coupled with the statements of the Indian Agent that water had not been used for the past ten years and that the Reserve was unoccupied, this letter will confirm...that Conditional Water Licence 7355 be abandoned. Entry has been made on our records to that effect."*

Note: The file corresponding to Conditional Water Licence 7355 has been destroyed and, therefore; further information pertinent to this licence is not available.

Current Status:

Sleetsis Creek:

Conditional Water Licence 112365 is the only active licence on Sleetsis Creek. It is for the use and benefit of the Nicomen Band on Klahkowit Reserve No. 5. However, there are no other active licences on Sleetsis Creek which are for the use and benefit of the Nicomen Band on Sleetsis Reserve No. 6. Further information regarding Conditional Water Licence 112365 may be found within this report under the heading Klahkowit 5.

Water Survey of Canada has no records of streamflow on Sleetsis Creek, and there is no other current information on water availability.

Notes:

1. The Nicomen Band's prior right to water allotted by the Indian Reserve Commission has not been formally recognized by the Province.

2. The Nicomen Band's licenced water rights were lost as a result of the abandonment of Conditional Water Licence 7355.

SQUIANNY 10

Nov 3, 1924 At a final hearing before the Board of Investigation, acting pursuant to the Water Act of 1914, the Board determined that on the 26th day of September, 1888, there was filed in the office of the Dominion Lands Agent at New Westminster, B.C., a bona fide application for a record of water from Squianny Creek and springs, for use on Squianny Reserve No. 10. The Order of the Board, numbered 6598, set out that a conditional licence should be issued which would:

(i) provide for the diversion of water from Squianny Creek and springs,
(ii) take precedence from September 26, 1888,
(iii) authorize diversion of 5,000 gallons of water per day, year round for domestic purpose. The land to whch this licence is appurtenant is Squianny Reserve No. 10.

The Comptroller of Water Rights issued Conditional Wate Licence 7795, which embodied the terms and conditions set out in Board Order 6598.

Sep 20, 1934 The Comptroller of Water Rights issued an Order, in accordance with the notice of proposed cancellation dated January 24, 1933, which cancelled Conditional Water Licence 7795.

Note: The file corresponding to Conditional Water Licence 7795 has been destroyed, and therefore; further information pertinent to this licence is not available.

Current Status

Squianny Creek:

There are currently no active licences on Squianny Creek.

Water Survey of Canada has no records of streamflow on Squianny Creek, and there is no other current information on water availability.

Notes:

1. The water rights held by the Nicomen Band under Conditional Water Licence 7795 on Squianny Creek were cancelled in 1934.

UNPUKPULQUATUM 8

History:

Jul 13, 1878 The Minute of Decision of the Indian Reserve Commission allocated the following for the use of the Nicomen Band:

> *"20 inches of water from a stream called Unpukpulqutum which flows into the Thompson River nearly opposite the 67 mile post from Yale."*

Current Status:

Unpukpulquatum Stream:

There are no current licences on Unpukpulquatum Stream.

Water Survey of Canada has no record of streamflow on Unpukpulquatum Stream, and there is no current information on water availability.

Notes:

1. The Nicomen Band's prior right to water allotted by the Indian Reserve Commission has not been formally recognized by the Province.

OTHER INFORMATION:

Additional Water Records:

The *Schedule of Indian Reserves in the Dominion, 1913,* is a document published by the federal government, recording each Band's water allocations up to 1913. We believe these records are a compilation of Minute of Decisions, Order-in-Councils, and perhaps other documents. However, as original copies of these documents are unavailable, the dates and information cannot be verified.

Allocations in the *Schedule of Indian Reserves in the Dominion* for the benefit of the Nicomen Band which are inconsistent with our findings are:

Reserve	**Water Allocation**
Nicomen 1	*"50 inches of water recorded from the stream which flows through the reserve."* Board Order 6588 (Conditional Water Licence 7792) stated that a bona fide application for a record of water from Thom Creek has been used for beneficial purposes. The Nicomen Band was granted 186 acre feet of water a year. The quantity authorized under the Board Order is less than the amount stated in the Dominion's schedule (50 inches or 333.3 acre feet).
Kykinalko 2	*"50 inches of water recorded from Nicomen creek."* Board Order 6591 (Conditional Water Licence 7793) stated that a bona fide application for a record of water from Nicomen Creek has been used for beneficial purposes. The Nicomen Band was granted 207 acre feet of water a year. The quantity authorized under the Board Order is less than the amount stated in the Dominion's schedule (50 inches or 333.3 acre feet).
Sackum 3	*"20 inches of water recorded from Sackum Creek."*

The allocation from Sackum Creek (Conditional Water Licence 7893) was cancelled by the Comptroller of Water Rights on September 20, 1934.

Skhpowtz 4

"20 inches of water recorded from Skhpowtz creek."

This water record was later abandoned by the Indian Commissioner for BC on January 16, 1926.

Sleetsis 6

"100 inches of water recorded from Sleetsis Creek."

Board Order 7946 (Conditional Water Licence 7355) stated The allocation from Sleetsis Creek (Conditional Water Licence 7355) was abandoned by the Comptroller of Water Rights on March 3, 1939.

Shoskhost 7

"20 inches of water recorded from Shoskhost creek."

Board Order 7978 (Conditional Water Licence 7518) stated that a bona fide application for a record of water from Shoskhost Creek has been used for beneficial purposes. The Nicomen Band was granted 23 acre feet of water a year. The quantity authorized under the Board Order is less than the amount stated in the Dominion's schedule (20 inches or 133.3 acre feet).

Unpukpulquatum 8

"20 inches of water recorded from Unpukpulquatum creek."

This water record was later abandoned by the Indian Commissioner for BC on January 16, 1926.

Skeikut 9

"100 inches of water recorded from the lakes 3 miles south of the reserves and from the stream which flows through the lakes."

The allocation from Skeikut Creek (Conditional Water Licence 7794) was cancelled by the Comptroller of Water Rights on April 5, 1950.

Squianny 10

"50 inches of water recorded from Squianny creek, and all the water from all other sources of water-supply on the reserve."

The allocation from Squianny Creek (Conditional Water Licence 7795) was cancelled by the Comptroller of Water Rights on September 20, 1934.

Enhalt 11

"50 inches of water recorded from the small lake at Enhalt; 50

inches from the stream flowing southeast to Skeikut."

The allocation from Enhalt Lake (Conditional Water Licence 7796) was cancelled by the Comptroller of Water Rights on January 14, 1933.

Skaynaneichst 12

"75 inches of water recorded from Skaynaneichst creek."

The allocation from Skaynaneichst Creek (Conditional Water Licence 7797) was cancelled by the Comptroller of Water Rights on January 14, 1933.

Naykikoulth 13

"30 inches of water recorded from Naykikoulth creek."

The allocation from Skeikut Creek (Conditional Water Licence 7798) was cancelled by the Comptroller of Water Rights on January 14, 1933.

Shuouchten 15

"20 inches of water recorded from Shuouchten creek."

The allocation from Shuouchten Creek (Conditional Water Licence 7356) was cancelled by the Comptroller of Water Rights on January 24, 1933.

Groundwater Records:

Review of records of the Groundwater Section found no evidence of wells located on any of the Nicomen Reserves. However, the provision of this groundwater information is voluntary and, therefore, cannot be assumed to be complete.

Alternate Water Sources:

The proximity of the Thompson River to Sleetsis No. 6, Klahkowit No. 5, Sackum No. 3, Gulada No. 3A, Skhpowtz No. 4, Nicomen No. 1, Unpukpulquatum No. 8, Shoskhost No. 7, and Putkwa No. 14 makes it a potential source of water supply for these Nicomen reserves. In addition, the proximity of the Lower Nicola River to Naykikoulth Reserve No. 13 makes it a possible source of water to this reserve.

Summary of Water Rights Record

Nicomen First Nation

Water Source	Priority Date	Reserve Name	File No.	Document Type	Status	Superceded By	Licence PUC/MOD & OIC Allotments	Comments
Enhalt Lake & Un-named Stream	1878/07/13	Enhalt # 11	AGBC 590454	MOD			"50 inches of water" (converted equivalent=333.2AF)	IRC Allocations: Not formally recognized by the Province. It is assumed that Inhasto Reserve is now presently Enhalt Reserve No. 11.
Enhalt (Long) Lake	1888/09/26	Enhalt # 11		C 7796	Cancelled		1,000 GAD/Domestic 78 AF Irrigation	
Kioalulat Creek	1878/07/13	Klahkowit # 5	AGBC 590454	MOD			"20 inches of water" (converted equivalent=122AF)	IRC Allocations: Not formally recognized by the Province.
Seddell Spring	1888/09/26	Klahkowit # 5	0241063	C 7357	Superceded	F 10440	1,000 GAD Domestic 27 AF/Irrigation	
Seddel Spring	1888/09/26	Klahkowit # 5	0241063	F 10440	Current		1,000 GAD/Domestic	FL10440 which substituted CL7357 resulted in a reduction of water rights for the Nicomen Band.
Skhpowtz Creek	1878/07/13	Skhpowtz # 4	AGBC 590454	MOD			20 inches(Converted equivalent=133.28)	IRC Allocations: Not formally recognized by the Province.
Skhpowtz Creek	1923/08/06	Klahkowit # 5	0048441	C 7316	Superceded	F 10442	1,000 GAD/Incidental Domestic	
Skhpowtz Creek	1923/08/06	Klahkowit # 5	0048441	F 10442	Current		30 AF Irrigation 500 GAD/Domestic	FL10440 which substituted CL7316 resulted in a reduction of water rights for the Nicomen Band.
Sleetsis Creek	1933/04/25	Klahkowit # 5	0112365	C 12276	Current		87.5 AF Irrigation	

Water Source	Priority Date	Reserve Name	File No.	Document Type	Status	Superceded By	Licence PUC/MOD & OIC Allotments	Comments
Nicomen River	1878/07/13	Kykinalko # 2	AGBC 590454	MOD			50 inches (Converted equivalent=322.2AF)	IRC Allocations: Not formally recognized by the Province.
Nicoamen Creek	1888/09/26	Kykinalko # 2	0241042	C 7793	Superceded	C 108216	207 AF Irrigation 1,000 GAD/Domestic	
Nicoamen River & Kykinalko Creek	1888/09/26	Kykinalko # 2	0241042	C 108216	Current		207 AF Irrigation 1,000 GAD/Domestic	
Skeikut Creek	1888/09/26	Naykikoulth # 13		C 7798	Cancelled		500 GAD/Domestic 93 AF Irrigation	
Thom Creek	1878/07/13	Nicomen # 1	AGBC 590454	MOD			50 inches (Converted equivalent=332.2AF)	IRC Allocations: Not formally recognized by the Province.
Thom Creek	1888/09/26	Nicomen # 1	0241043	C 7792	Superceded	F 9967	2,000 GAD/Domestic 186 AF Irrigation	
Thom Creek	1888/09/26	Nicomen # 1	0241043	F 9967	Current		15 AF Irrigation 1,000 GAD/Domestic	FL 9967 which substituted CL 7792 resulted in the reduction of licenced water rights for the Nicomen Band.
Un-named spring and other sources of water supply	1878/07/13	Putkwa # 14	AGBC 590457	MOD			"10 inches of water" Converted 66.64 AF	IRC Allocations: Not formally recognized by the Province.
Naykikoulth Stream	1878/08/16	Naykikoulth # 13	AGBC 590454	MOD			30 inches (Converted equivalent=199.92AF)	IRC Allocations: Not formally recognized by the Province. Naykikoulth Stream, also previously recognized as Nikikou Creek, is now known as Skeikut Creek.

Water Source	Priority Date	Reserve Name	File No.	Document Type	Status	Superceded By	Licence PUC/MOD & OIC Allotments	Comments
Sackum Stream	1878/07/13	Sackum # 3	AGBC 590454	MOD			"20 inches of water" (Conversion: 133.28 AF)	IRC Allocations: Not formally recognized by the Province.
Sackum Creek	1888/09/26	Sackum # 3		C 7893	Cancelled		500 GAD/Domestic 12 AF Irrigation	
Shoskhost Stream	1878/07/13	Shoskhost # 7	AGBC 590454	MOD			"20 inches of water" (Converted equivalent: 133.28 AF)	IRC Allocations: Not formally recognized by the Province.
Shoskhost Creek	1888/09/26	Shoskhost # 7	0241064	C 7518	Current		23 AF/Irrigation 500 GAD/Domestic	
Shuouchten Stream & other sources available.	1878/07/13	Shuouchten # 15	AGBC 590457	MOD			"20 inches of water" (Converted equivalent=133.28AF)	IRC Allocations: Not formally recognized by the Province.
Shuouchten Creek	1888/09/26	Shuouchten # 15		C 7356	Cancelled		500 GAD Domestic 19.5 AF/Irrigation	
Skaynaneichts Stream	1878/07/13	Skaynaneichst # 12	AGBC 590454	MOD			"75 inches of water" (Converted equivalent=499.8AF)	IRC Allocations: Not formally recognized by the Province. Now known as Skaynaneichst Creek.
Skaynaneichst Creek	1888/09/26	Skaynaneichst # 12		C 7797	Cancelled		1,000 GAD/Domestic 339 AF Irrigation	
Three Lakes & unnamed stream	1878/07/13	Skeikut # 9	AGBC 590454	MOD			"100 inches of water" (Converted equivalent=666.4AF)	IRC Allocations: Not formally recognized by the Province.
Skeikut Creek	1888/09/26	Skeikut # 9		C 7794	Cancelled		2,000 GAD/Domestic 525 AF Irrigation	
Sleetsis Stream	1878/07/13	Sleetsis # 6		MOD			"100 inches of water" (Converted equivalent=666.4AF)	IRC Allocations: Not formally recognized by the Province.
Sleetsis Creek	1888/09/26	Sleetsis # 6		C 7355	Abandoned		500 GAD/Domestic 16.5 AF/Irrigation	

Water Source	Priority Date	Reserve Name	File No.	Document Type	Status	Superceded By	Licence PUC/MOD & OIC Allotments	Comments
from Squianny Creek, and all water within or flowing within the reserve.	1878/07/13	Squianny # 10	AGBC # 590454	MOD			"50 inches of water" (converted equivalent=333.2AF)	IRC Allocations: Not formally recognized by the Province.
Squianny Creek	1888/09/26	Squianny # 10		C 7795	Cancelled		5,000 GAD/Domestic	
Unpukpulquatum Stream	1878/07/13	Unpukpulquatum # 8	AGBC 590454	MOD			"20 inches of water" (Converted equivalent=133.28AF)	IRC Allocations: Not formally recognized by the Province.

ABBC 590457

Nicoamen Indians

A piece of land at Putkwa on the right bank of the Thompson river opposite about 64½ mile post, including a spring and an Indian house, the tenant of which works at the Saw Mill. a small semicircular patch, to contain about 7 acres more or less in good survey shape.

13 July 1878

10 inches of water are assigned from the spring or other sources of water supply which, on survey may be found available.

Nicoamen Indians

A piece of land 10 acres more or less to include Indian house and a damp bushy place at mouth of and chiefly on left bank of Sha. ouch. tee stream which flows into right bank of Thompson River about opposite the 65 mile post.

20 inches

of water from Sha. ouch. tee stream are assigned for irrigation and other purposes, or from other sources of water supply which, on survey, may be found available.

GMS

The remaining Nicoamen Reserves have been surveyed.

GMS

Nicomin Indians.

	Inches	Sources of Supply.
16 Aug 1878	130	From a stream known as the Ney-kik-melth flowing through the Reserve on the left bank of the Lower Nicola River about 9½ miles from Spence's Bridge.
13th July 1878	75	From a stream called Shin-na-mickle which flows from Ogemam easterly into the Lower Nicola River; also from springs within the Reserve on the Nicomin Cook's Ferry trail about 12 miles from the junction of the Thompson and Nicomin Rivers.

Inches	Source of Supply
.50	From a small lake at Cornish's Reserve and from a stream flowing southeasterly to Skickest now used by "Franks" an Indian.
100	From three lakes about three miles south from Skickest, and by a stream which flows from these lakes to Skickest.
.50	From the Nicomin River.
.50	From a stream, which it is proposed to dam, which flows through the Reserve at the 68 mile post from Yale into the Thompson River

13th July 1878

13th July 1878

13th July 1878

13th July 1878

	nches	Sources of Supply.
13th July 1878	20	From a small stream called Shookkist which flows into the Thompson River, opposite the 67 mile post from Yale.
13th July 1878	20	From a small stream called Nespahpeelqwatum which flows into the Thompson River nearly opposite the 67 mile post from Yale
13th July 1878	20	From a small stream called Nkhpesty which flows into the Thompson River nearly opposite the 71 mile post from Yale.

Inches   Source of Supply.

13th July 1878

20   From the stream called Sackum, which flows into the Thompson River close to the 71 mile post from Yale, and from the Lochalls or other lake in which it heads.

✓

13th July 1878

20   From a stream called Kiwalehiat which runs in an easterly direction nearly up to the west boundary line of the Klahkowit Reserve which is nearly opposite the 72 mile post from Yale.

13th July 1878

100   From a stream called Sleetsis which flows into the Thompson River nearly opposite the 74 mile post from Yale.

PROVINCE OF
BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

DEPARTMENT OF
LANDS.

CONDITIONAL WATER LICENCE

(IRRIGATION)

Appurtenant to 46.4 acres of the Nicomen Indian Reserve No. 5, Klahkowit.

WHEREAS William C. Dallin, Indian Agent, in trust for the ~~whose~~ Indians on the Nicomen Indian Reserve, whose post-office address is Kamloops, B.C. as owner or lawful occupant of the land hereinafter specified, has applied for a licence to take and use water in the manner hereinafter set out, and has taken all the preliminary steps required of such applicant under the "Water Act, 1914," prior to the issue of this licence, and is, under the said Act, entitled thereto:

Now, therefore, in pursuance of the said Act, this conditional licence is issued, granting the licensee hereunder the right to take and use water under the following terms and conditions:—

(1.) The source of the water-supply is Skhpowitz Creek, a tributary of the Thompson River.

(2.) The point of diversion from the stream is located as shown in the exhibit marked "A" hereto attached, which is incorporated herewith and made a part hereof, the original of which is attached to the counterfoil of this licence on file in the office of the Comptroller of Water Rights, Parliament Buildings, Victoria, B.C.

(3.) The date from which this licence shall take precedence is 6th August, 1923.

Superseded by 10442
Final Licence

(4.) The purpose for which the water is to be used is irrigation and incidentally domestic use.

(5.) The maximum quantity of water which may be diverted for use upon the lands mentioned in clause (7) hereof when all of the said lands are under irrigation is, until lawfully altered 139 acre-feet per annum, and such additional quantity as the District Engineer may from time to time determine should be allowed for seepage and evaporation; and the maximum quantity which may be used on any acre of the said lands in any year is 3 acre-feet: Provided that of the said 139 acre-feet there may be used 1000 gallons of water a day throughout the whole year for domestic purpose.

(6.) The period of the year during which the water may be used is 1st April to 30th September.

(7.) The area and description of the lands upon which the water may be used are 46.4 acres, comprising part of the Nicomen Indian Reserve No. 5, Klahkowit.

The extent and location of the said irrigable lands are further shown in the said exhibit "A."

Licence Number 7316

Form 1001, W.R.B. (Conditional Licence—Irrigation)—2,000-7-22—8003.

File No. 048441

PROVINCE OF BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

DEPARTMENT OF LANDS.

EXHIBIT "B."

(APPROVAL OF PLANS AND LIST OF WORKS TO BE CONSTRUCTED.)

The works which are accepted as necessary and suitable for the taking and (or) using of the water under the above-mentioned licence, and which are more fully set out in the plans and specifications filed in the office of the Comptroller of Water Rights numbered 337160 0

as altered, amended, or limited by supplemental plans and specifications numbered

or in letters or other documents referred to as

which plans and specifications as thus altered, amended, or limited are hereby approved, are as follows:—

Ditch.

File No. 048441

ENTERED ON
Map No. 341:2
By

E A Cleveland
Comptroller of Water Rights.

Form 1005, W.R.B. (Approval of Plans)—2,500-321-2111—(Forming part of Conditional Water Licence No. 7316).

ORIGINAL

(8.) The said lands shall be properly prepared for irrigation and irrigated beneficially from the said works on or before the 1st day of November, 1930.

(9.) Works for the diversion and the carriage of the water as set forth in the exhibit marked "B" which is hereto attached made a part hereof shall be constructed in a workmanlike manner and to the satisfaction of the Comptroller of Water Rights.

The said construction ~~shall be commenced on or before the~~ has already been commenced.

~~day of~~ ~~192~~.

The said construction shall be prosecuted with due diligence and to the satisfaction of the Comptroller and shall be completed on or before the 1st day of November, 1930.

(10.) Before any change is made in the said works which would be a material deviation from the plans as approved or the works as accepted by the Comptroller, plans of such proposed change must be filed with the Comptroller and approved by him.

(11.) This licence is supplementary to — Licence No. — for the diversion of — acre-feet per annum from — and Licence No. — for the diversion of — acre-feet per annum from — but no more than — acre-feet of water (exclusive of the quantity allowed for seepage and evaporation) may be diverted from all sources for use upon the lands described in clause 7 hereof.

(12.) This licence is subject to readjustment when hydrometric surveys have been made of the sources of supply mentioned in clauses (1) and (11) hereof and complete information obtained respecting the requirements of all the lands watered therefrom and the licensee shall surrender the licence for amendment when called upon to do so.

(13.) This licence shall not in any way be deemed to be a final licence for the use of water, but shall have the effect only of a conditional licence issued under Part V. of the "Water Act, 1914," and shall be subject to all the provisions of said Act, including especially the provisions of section 117 thereof requiring the filing of proof of the completion of the said works and of making beneficial use of the water as authorized within the time herein prescribed.

(14.) This licence shall not be valid and effective to authorize the construction and maintenance of any works upon, or the use or occupation of any lands belonging to the Crown in the right of Canada unless and until approved by the Minister of the Interior and shall be subject to such terms and conditions as the Minister may prescribe.

Issued this 22nd day of December, 1923.
File No. 048441

E A Cleveland
Comptroller of Water Rights.
Licence Number 7316

Form 1004, W.R.B. (Conditional Licence—Irrigation)—2,000-7-22—8003.

ORIGINAL

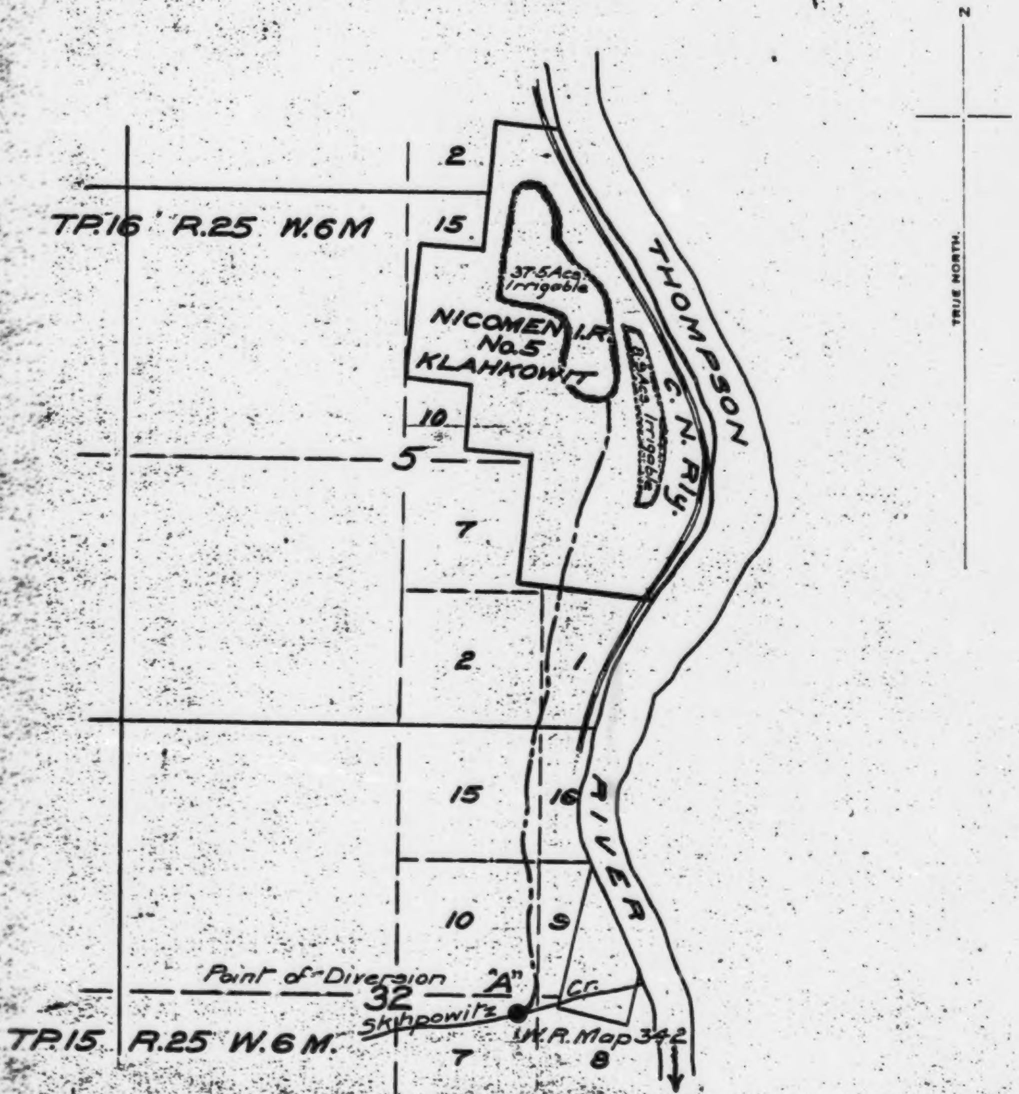
64

British Columbia.

To accompany Conditional Licence No. 7316

ASHCROFT ——— WATER DISTRICT

Scale, 20 Chains to 1 Inch.


N
TRUE NORTH
2
TP.16 R.25 W.6M
15
37.5 Acs. Irrigable
NICOMEN I.R. No.5 KLAHKOWIT
8.2 Acs. Irrigable
THOMPSON
C.N. Rly.
10
5
7
2
1
15
16
RIVER
10
S
Point of Diversion "A"
Cr.
32
Skihpowitz
W.R. Map 342
TP.15 R.25 W.6M.
7
8

The boundaries of the land to which this licence is appertenant are shown shaded.

A
D.H.

Signature E.A. Cleveland

Date 22 Dec. 1923

EXHIBIT "A" R.B.

C.L. 7316
File 048441

PROVINCE OF BRITISH COLUMBIA. **WATER RIGHTS BRANCH.** DEPARTMENT OF LANDS.

CONDITIONAL WATER LICENCE.

(For an Irrigation Purpose.)

WHEREAS the Board of Investigation, constituted and acting under the "Water Act, 1914," duly held an investigation respecting the water set out in the order No. 7946, duplicate of which is hereto attached, and in the said order directed the Comptroller of Water Rights to issue a conditional licence in respect of the particular record and claim respectively set out therein, and further therein named the terms and conditions to be embodied in the said licence:

NOW, THEREFORE, I, Comptroller of Water Rights of the Province of British Columbia, in pursuance of the said order and in conformity with the "Water Act, 1914," issue this conditional licence, and declare the rights in and to the use of the said waters held under the said record in respect of the said claim to be such as are set out in the said order; and the terms and conditions of the said order and any exhibits which are therewith incorporated are hereby incorporated herewith and form a part hereof. This licence is appurtenant to Sleetsis I. R. (No.6 Nicomen).

Abandoned 1939

File Destroyed 1945

Made and entered this 25th day of January, 1924

E A Cleveland
Comptroller of Water Rights.

No. 7355

Form No. 1006, W.R.B. (Licence in respect of Board Order)—1,500-1-22—504.

ORIGINAL

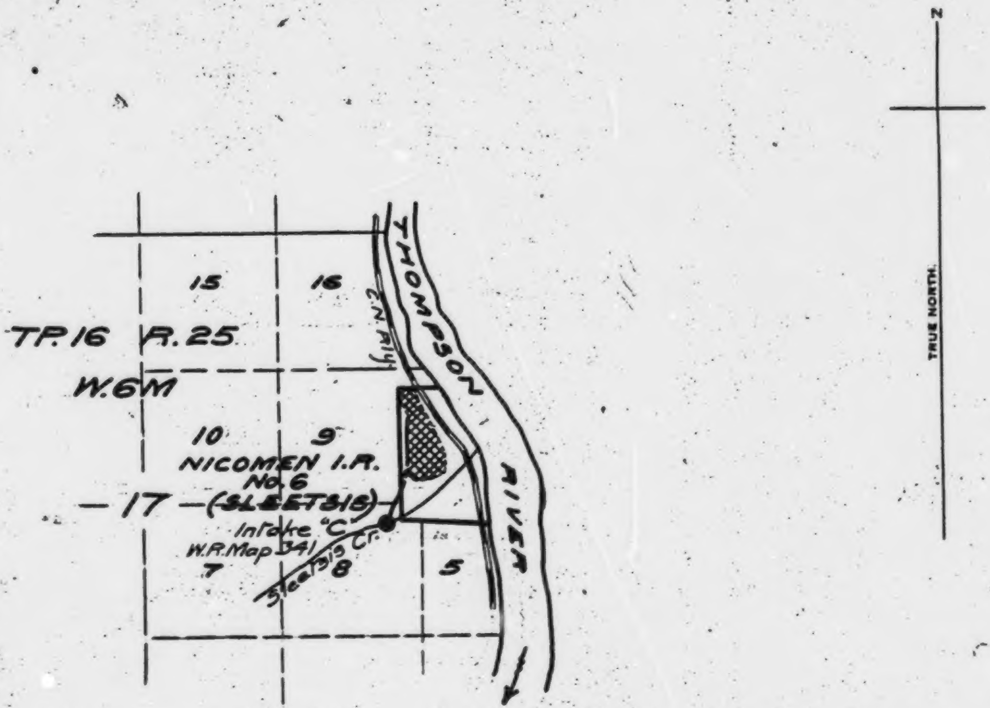
10

British Columbia

To accompany Board Order No. 7946

ASHCROFT WATER DISTRICT.

Scale, 20 Chains to 1 Inch.


N
TRUE NORTH.
15
16
C.N. Rly
THOMPSON
RIVER
TP.16 R.25
W.6M
10
9
NICOMEN I.R.
No. 6
(SLEETSIS)
17
Intake "C"
W.R.Map 341
7
8
5
Sleetsis Cr.

LEGEND
Intake ●
Ditch ——•——
Road
The boundaries of the land to which this licence is appurtenant are shown shaded.
5.5 acres within the said boundaries are claimed to be irrigable & are shown hatched.

Description of Works constructed Ditch

Signature J.T. Alexander
J.E. Lane 25/1/24

CL 7355 B.O. 7946
File 1.11.1

EXHIBIT "A"

R.B.

PROVINCE OF BRITISH COLUMBIA. **WATER RIGHTS BRANCH.** DEPARTMENT OF LANDS.

DETERMINATION AND ORDER.

(FOR A CONDITIONAL WATER LICENCE FOR IRRIGATION PURPOSES.)

BY THE BOARD OF INVESTIGATION
UNDER THE "WATER ACT, 1914."

In the Matter of the Claims of the Department of Indian Affairs to Rights to the Use of the Waters

of Sleetsis Creek

in the neighbourhood of Lytton, in the

Ashcroft Water District.

NOW, on the 15th day of July, 1921, the above-entitled matter coming on regularly for final hearing before the Board of Investigation; due notice having been given of the time and place of hearing; all and every the steps required under the Act to be taken by the Board before a determination of the said rights and claims should be made having been taken; all evidence, testimony, and proofs filed with the Board or presented in the above-entitled matter having been duly considered; a quorum of the Board being present at the hearing; and the Board being now fully advised in the premises, determines with respect to the said claims (which are on file and designated as Indian File No. 1-11-1) that on the 26th day of September, 1888, there was filed in the office of the Dominion Lands Agent at New Westminster a bona fide application for a record of water from Sleetsis Creek, a tributary of the Thompson River, for use on the Sleetsis I.R. (No.6 Nicomen), and that water from the said creek has been used for beneficial purposes on the said Indian Reserve.

Form 586, W.R.B.—2,000-12-20.

Order No. 7946.

ORIGINAL

2. The claims of the Department of Indian affairs with respect to the said waters are allowed by the Board to the extent hereinafter specified, and the Comptroller of Water Rights is hereby directed to issue a conditional licence in respect thereof embodying the following terms and conditions:—

(*a.*) The sources of the water supply is Sleetsis Creek, a tributary of Thompson River.

(*b.*) The points of diversion from the said sources ~~are~~ is located as shown in the exhibit marked "A" hereto attached, which is incorporated herewith and made a part hereof, the original of which exhibit is on file in the office of the Comptroller of Water Rights, Parliament Buildings, Victoria, B.C.

(*c.*) The date ~~for~~ from which the said licence shall take precedence is 26th September, 1888.

(*d.*) The purpose for which the water is to be used is irrigation.

(*e.*) The maximum quantity of water per annum which may be used when irrigation is extended to all the lands mentioned in subclause (*g*) of this clause, until lawfully altered, is 16.5 acre-feet, and the maximum quantity of water which may be used per annum on each acre actually irrigated until lawfully altered is 3 acre-feet: Provided that where sources of supply other than those named in subclause (*a*) hereof are drawn upon for the irrigation of a part or all of the same lands as are described in subclause (*g*) hereof, the maximum quantity of water which may be used under the licence hereby directed to be issued shall be reduced by the quantity which the licensee may be entitled to use from said other sources of supply: Provided further that when the Engineer of the Water District has accumulated the requisite hydrographic data for determining to the satisfaction of the Comptroller the *pro rata* part of the said total quantity to be apportioned to the licence hereby directed to be issued, the Comptroller shall require the surrender of the licence, and shall amend the same by stating the particular quantity to which the licensee is entitled from the particular sources named therein.

(*f.*) The period of the year during which the water may be used is between the first day of April and the thirtieth day of September.

(*g.*) The water may be used on the Sleetsis Indian Reserve (No.6 Nicomen) of which 5.5 acres are said to be irrigable. The extent and location of the said irrigable lands are more particularly shown in the said Exhibit "A."

(*h.*) The works which are required to be constructed before the issue of a final licence are the clearing, stumping, and levelling of the irrigable lands on the said reserve and the additional works required for conducting thereto the maximum quantity of water hereby authorized to be diverted.

(*i.*) The execution of the said works shall be commenced or resumed on or before the first day of June, 1924, and shall be prosecuted with due diligence and in a workmanlike manner and to the satisfaction of the Comptroller of Water Rights.

(*j.*) The said works shall be completed and the quantity of water to which the licensee is entitled beneficially used for the purpose set out in the licence on or before the first day of November, 1930.

(*k.*) Before any change is made in the said works which would be a material deviation from the plans as approved or the works as accepted by the Comptroller, plans of such proposed change must be filed with the Comptroller and approved by him.

Board Order No. 7946.

ORIGINAL

(*l*.) The nature and the extent of the incidental uses permitted under the licence are: For domestic purposes, the use of 500 gallons a day of water from any or all the said sources of supply during the whole of the year; and for storage purpose, such quantity of water (not exceeding ---------------------------- acre-feet) as, together with the natural flow-water used hereunder, will be necessary to secure to the licensee the quantity granted hereunder. The water which may be so stored shall be that of ---------------------- and it may be stored (accumulated) in a reservoir at --- between the first day of October in each year and the first day of June in the succeeding year, and may be used as provided for in subclauses (*d*), (*e*), and (*f*) of this clause, but such uses shall not enlarge the quantity of water allowed by subclause (*e*) hereof.

(*m*.) The Board may extend the time for the commencement, resumption, or completion of the execution of the works on being satisfied that it is in the public interest and that it will not injuriously affect the rights of any licensee.

(*n*.) The licence shall not in any way be deemed to be a final licence for the use of water, but shall have the effect only of a conditional licence issued under Part V. of the "Water Act, 1914," and shall be subject to all the provisions of the said Act, including the filing of proof of the completion of the said works and the putting of the water to such beneficial use within the time limited by the provisions of section 117 of the said Act.

3. Pending the issue of the licence hereby authorized to be issued, the terms and conditions of this order shall govern the respective rights of the record-holders or claimants affected thereby.

Made and entered this 25th day of January, 1924

THE BOARD OF INVESTIGATION.

By J. T. Alexander, ~~Chairman~~ Member.

and J. E. Lane, *Member*.

Form 587, W.R.B.—2,000-12-20.

Order No. 7946a.

ORIGINAL

Mar.3,1939.

C.E.Webb, Esq.,
District Chief Engineer,
Dom. Water and Power Bureau,
Vancouver, B. C.

Dear Sir,

Please refer to File 30-4-1.
C.L.7355. Sleetsis Cr.

With regard to the above licence appurtenant to Nicomen I.R.No.6, which came up for discussion at our meeting on the 28th ult; in view of your remarks, coupled with the statements of the Indian Agent that water had not been used for the past ten years and that the Reserve was unoccupied, this letter will confirm the understanding arrived at, namely, that Conditiopal Water Licence 7355 be abandoned. Entry has been made on our records to that effect.

A copy of this letter is being sent to the Indian Commissioner and the Indian Agent at Merritt.

Yours very truly,

E.D.

Comptroller of Water Rights.

PROVINCE OF BRITISH COLUMBIA. **WATER RIGHTS BRANCH.** DEPARTMENT OF LANDS.

CONDITIONAL WATER LICENCE.

(For an Irrigation Purpose.)

WHEREAS the Board of Investigation, constituted and acting under the "Water Act, 1914," duly held an investigation respecting the water set out in the order No. 7947, duplicate of which is hereto attached, and in the said order directed the Comptroller of Water Rights to issue a conditional licence in respect of the particular record and claim respectively set out therein, and further therein named the terms and conditions to be embodied in the said licence:

NOW, THEREFORE, I, Comptroller of Water Rights of the Province of British Columbia, in pursuance of the said order and in conformity with the "Water Act, 1914," issue this conditional licence, and declare the rights in and to the use of the said waters held under the said record in respect of the said claim to be such as are set out in the said order; and the terms and conditions of the said order and any exhibits which are therewith incorporated are hereby incorporated herewith and form a part hereof. This licence is appurtenant to Shuouchten I.R. (No.15 Nicomen).

CANCELLED - Sec. 41
20/9/34.

File Destroyed
1945

Made and entered this 25th day of January 1924

E. A. Cleveland
Comptroller of Water Rights.

No. 7356

Form No. 1006, W.R.B. (Licence in respect of Board Order)—1,500-1-23—504.

ORIGINAL

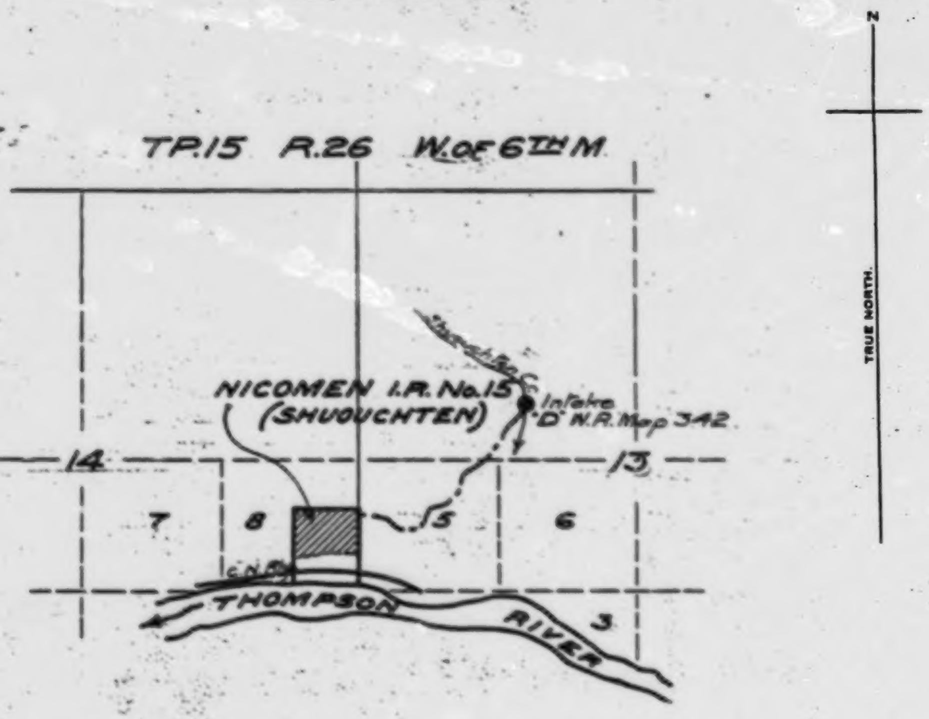
10.

British Columbia

To accompany Board Order No. 7947

ASHCROFT WATER DISTRICT.

Scale, 20 Chains to 1 Inch.



TP.15 R.26 W. of 6th M.
NICOMEN I.R. No.15 (SHUOUCHTEN)
Intake "D" N.R. Map 342
14
13
7
8
5
6
3
C.N.R.
THOMPSON RIVER
TRUE NORTH.
N

LEGEND
Intake ●
Ditch —·—
Road
The boundaries of the land to which this licence is appurtenant are shown shaded.
4.5 acres within the said boundaries are claimed to be irrigable, & are shown hatched.

Description of Works to be constructed
Ditch & Flume

Signature J. S. T. Alexander
J. B. Lane 25/1/24
CL 7556

EXHIBIT "A" R.B.

B.O. 7947
File 7-11-1

PROVINCE OF BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

DEPARTMENT OF LANDS.

DETERMINATION AND ORDER.

(FOR A CONDITIONAL WATER LICENCE FOR IRRIGATION PURPOSES.)

BY THE BOARD OF INVESTIGATION
UNDER THE "WATER ACT, 1914."

In the Matter of the Claims of the Department of Indian Affairs to Rights to the Use of the Waters

of Shuouchten Creek

in the neighbourhood of Lytton, in the

Ashcroft Water District.

NOW, on the 15th day of July, 1921, the above-entitled matter coming on regularly for final hearing before the Board of Investigation; due notice having been given of the time and place of hearing; all and every the steps required under the Act to be taken by the Board before a determination of the said rights and claims should be made having been taken; all evidence, testimony, and proofs filed with the Board or presented in the above-entitled matter having been duly considered; a quorum of the Board being present at the hearing; and the Board being now fully advised in the premises, determines with respect to the said claims (which are on file and designated as Indian File No. 7-11-1) that on the 26th day of September, 1888, there was filed in the office of the Dominion Lands Agent at New Westminster a bona fide application for a record of water from Shuouchten Creek, a tributary of the Thompson River, for use on the Shuouchten I. R. (No.15 Nicomen) and that water from the said creek has been used for beneficial purposes on the said Indian Reserve.

Form 586, W.R.B.—2,000-12-20.

Order No. 7947.

ORIGINAL

2. The claims of the Department of Indian affairs with respect to the said waters are allowed by the Board to the extent hereinafter specified, and the Comptroller of Water Rights is hereby directed to issue a conditional licence in respect thereof embodying the following terms and conditions:—

(*a.*) The source~~s~~ of the water supply is Shuouchten Creek, a tributary of Thompson River.

(*b.*) The point~~s~~ of diversion from the said source~~s~~ ~~are~~ is located as shown in the exhibit marked "A" hereto attached, which is incorporated herewith and made a part hereof, the original of which exhibit is on file in the office of the Comptroller of Water Rights, Parliament Buildings, Victoria, B.C.

(*c.*) The date ~~for~~ from which the said licence shall take precedence is 26th September, 1888.

(*d.*) The purpose for which the water is to be used is irrigation.

(*e.*) The maximum quantity of water per annum which may be used when irrigation is extended to all the lands mentioned in subclause (*g*) of this clause, until lawfully altered, is 19.5 acre-feet, and the maximum quantity of water which may be used per annum on each acre actually irrigated until lawfully altered is 3 acre-feet: Provided that where sources of supply other than those named in subclause (*a*) hereof are drawn upon for the irrigation of a part or all of the same lands as are described in subclause (*g*) hereof, the maximum quantity of water which may be used under the licence hereby directed to be issued shall be reduced by the quantity which the licensee may be entitled to use from said other sources of supply: Provided further that when the Engineer of the Water District has accumulated the requisite hydrographic data for determining to the satisfaction of the Comptroller the *pro rata* part of the said total quantity to be apportioned to the licence hereby directed to be issued, the Comptroller shall require the surrender of the licence, and shall amend the same by stating the particular quantity to which the licensee is entitled from the particular sources named therein.

(*f.*) The period of the year during which the water may be used is between the first day of April and the thirtieth day of September.

(*g.*) The water may be used on the Shuouchten Indian Reserve (No.15 Kicomen) of which 6.5 acres are said to be irrigable. The extent and location of the said irrigable lands are more particularly shown in the said Exhibit "A."

(*h.*) The works which are required to be constructed before the issue of a final licence are the clearing, stumping, and levelling of the irrigable lands on the said reserve and the additional works required for conducting thereto the maximum quantity of water hereby authorised to be diverted.

(*i.*) The execution of the said works shall be commenced or resumed on or before the first day of June, 1924, and shall be prosecuted with due diligence and in a workmanlike manner and to the satisfaction of the Comptroller of Water Rights.

(*j.*) The said works shall be completed and the quantity of water to which the licensee is entitled beneficially used for the purpose set out in the licence on or before the first day of November, 1930.

(*k.*) Before any change is made in the said works which would be a material deviation from the plans as approved or the works as accepted by the Comptroller, plans of such proposed change must be filed with the Comptroller and approved by him.

Board Order No.7947.

ORIGINAL

(*l.*) The nature and the extent of the incidental uses permitted under the licence are: For domestic purposes, the use of 500 gallons a day of water from any or all the said sources of supply during the whole of the year; and for storage purpose, such quantity of water (not exceeding ------------------------------ acre-feet) as, together with the natural flow-water used hereunder, will be necessary to secure to the licensee the quantity granted hereunder. The water which may be so stored shall be that of ------------------------ and it may be stored (accumulated) in a reservoir at -- -- between the first day of October in each year and the first day of June in the succeeding year, and may be used as provided for in subclauses (*d*), (*e*), and (*f*) of this clause, but such uses shall not enlarge the quantity of water allowed by subclause (*c*) hereof.

(*m.*) The Board may extend the time for the commencement, resumption, or completion of the execution of the works on being satisfied that it is in the public interest and that it will not injuriously affect the rights of any licensee.

(*n.*) The licence shall not in any way be deemed to be a final licence for the use of water, but shall have the effect only of a conditional licence issued under Part V. of the "Water Act, 1914," and shall be subject to all the provisions of the said Act, including the filing of proof of the completion of the said works and the putting of the water to such beneficial use within the time limited by the provisions of section 117 of the said Act.

3. Pending the issue of the licence hereby authorized to be issued, the terms and conditions of this order shall govern the respective rights of the record-holders or claimants affected thereby.

Made and entered this 25th day of January, 1921

THE BOARD OF INVESTIGATION.

By J.S.T. Alexander, Member. ~~Chairman.~~

and J.S. Lane, *Member.*

Form 387, W.R.B.—2,000-12-20.

Order No. 7947.

ORIGINAL

WATER ACT

Section 74

IN THE MATTER OF Conditional Water Licence
No. 7356, dated the 25th day of January 1924,
granted to the Department of Indian Affairs
and authorizing the diversion and use of water
from Shuouchten Creek for irrigation and
incidentally domestic purpose on the Shuouchten
Indian Reserve (No.15 Nicomen).

. . . .

Upon reading the Notice of cancellation dated the 20th day of December, 1932, and hearing Mr. C.E. Webb, Mr. C.C. Perry and Mr. A.H. Barber on behalf of the said licensee:

I make this Order holding said Conditional Water Licence No. 7356 to be null and void for the reason that the licensee under the said licence has failed to prove to my satisfaction that the construction of the works authorized under the said licence was begun within the time fixed, and prosecuted with due diligence, and that the said licensee has not begun, prosecuted, or completed the construction of the works under the said licence.

DATED at Victoria, B.C. this 24th day of January, 1933.

J. C. MacDonald
Comptroller of Water Rights.

File No. 7-11-1.

To: Indian Agent, Merritt, B.C.
C.E. Webb, Esq., Vancouver, B.C.
C.C.Perry, Asst. Indian Comm. for B.C., Victoria.

ALL COMMUNICATIONS IN REFERENCE TO WATER
MATTERS SHOULD BE ADDRESSED TO
COMPTROLLER OF WATER RIGHTS,
PARLIAMENT BUILDINGS, VICTORIA, B.C.

THE GOVERNMENT OF
THE PROVINCE OF BRITISH COLUMBIA

VICTORIA, B.C. ....

DEPARTMENT OF LANDS
WATER RIGHTS BRANCH

WATER ACT

Section 74

CANCELLATION ORDER

BEFORE THE COMPTROLLER OF WATER RIGHTS:

In accordance with the notice of proposed cancellation dated the 24th day of January, 1933, Conditional Licence 7356 is hereby cancelled.

Dated at Victoria, B.C., this 20th day of September, 1934.

J Macdonald
Comptroller of Water Rights.

File 7-11-1.

Copies sent
Ottawa
Indian Agent Applicant
Ind Com Vic
[illegible]
C.H. - under file 4605
21/9/34

PROVINCE OF BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

DEPARTMENT OF LANDS.

CONDITIONAL WATER LICENCE.

(For an Irrigation Purpose.)

WHEREAS the Board of Investigation, constituted and acting under the "Water Act, 1914," duly held an investigation respecting the water set out in the order No. 7954, duplicate of which is hereto attached, and in the said order directed the Comptroller of Water Rights to issue a conditional licence in respect of the particular record and claim respectively set out therein, and further therein named the terms and conditions to be embodied in the said licence:

NOW, THEREFORE, I, Comptroller of Water Rights of the Province of British Columbia, in pursuance of the said order and in conformity with the "Water Act, 1914," issue this conditional licence, and declare the rights in and to the use of the said waters held under the said record in respect of the said claim to be such as are set out in the said order; and the terms and conditions of the said order and any exhibits which are therewith incorporated are hereby incorporated herewith and form a part hereof. This licence is appurtenant to **the Klahkowit I.R. (No.5 Nicomen).**

Superseded by
Final Licence [illegible]

Made and entered this 25th day of January, 1924

E. A. Cleveland
Comptroller of Water Rights.

No. 7357

Form No. 1006, W.R.B. (Licence in respect of Board Order)—1,500-1-23—504.

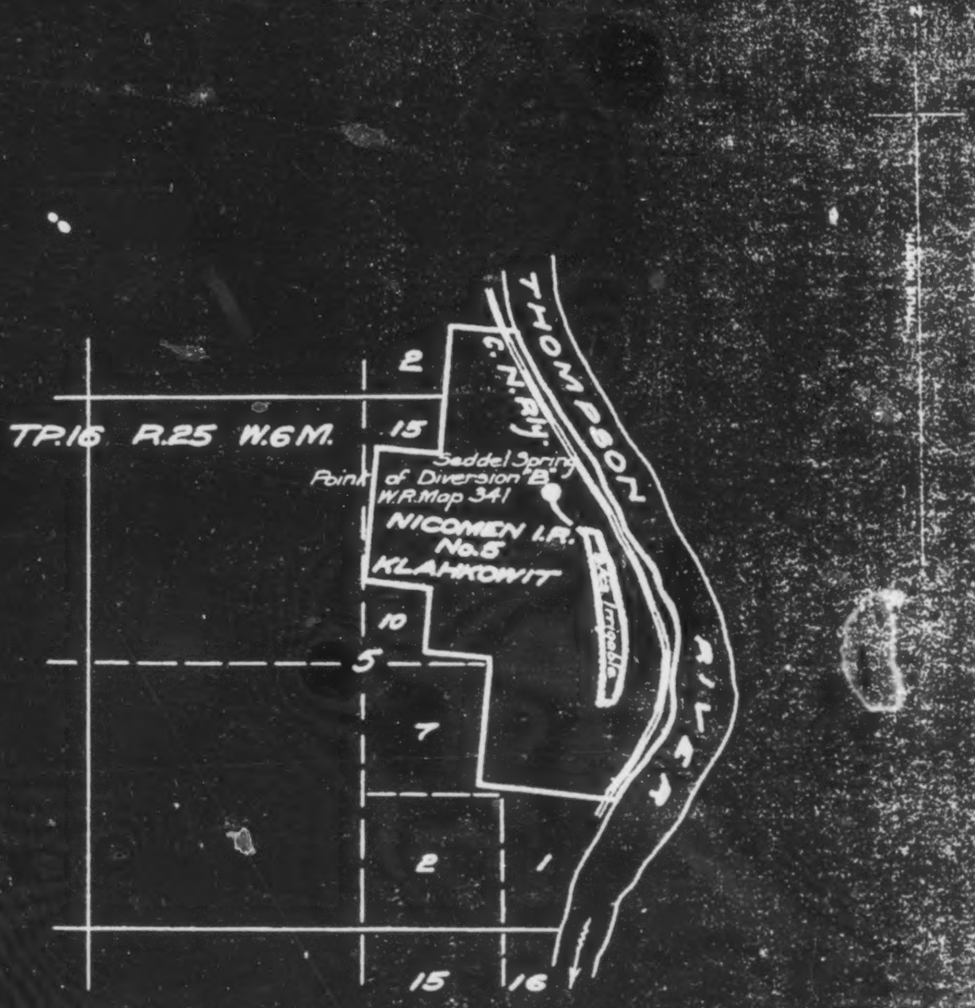
Copy for Comptroller

British Columbia.

To accompany Conditional Licence No. 7557 (B.O.7954)

ASHCROFT WATER DISTRICT

Scale, 20 Chains to 1 Inch.


TP.16 R.25 W.6M.
2
15
C.N.Rly
THOMPSON RIVER
Seddel Spring
Point of Diversion "B"
W.R.Map 341
NICOMEN I.R. No.5
KLAHKOWIT
Irrigable
10
5
7
2
1
15
16

Description of works constructed
Ditch

The boundaries of the land to which this licence is appurtenant are shown shaded.

Signature J.S. Alexander

J. B. Shaw 25/1/24

C.L. 7557 B.O. 7954
File 2-1/1

EXHIBIT "A"

R.B.

PROVINCE OF
BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

DEPARTMENT OF
LANDS.

DETERMINATION AND ORDER.

(FOR A CONDITIONAL WATER LICENCE FOR IRRIGATION PURPOSES.)

BY THE BOARD OF INVESTIGATION
UNDER THE "WATER ACT, 1914."

In the Matter of the Claims of the Department of Indian Affairs to Rights to the Use of the Waters

of Seddel Spring on Klahkowit I. R. (No. 5 Nicomen)

in the neighbourhood of Lytton, in the

Ashcroft Water District.

NOW, on the 15th day of July, 1921, the above-entitled matter coming on regularly for final hearing before the Board of Investigation; due notice having been given of the time and place of hearing; all and every the steps required under the Act to be taken by the Board before a determination of the said rights and claims should be made having been taken; all evidence, testimony, and proofs filed with the Board or presented in the above-entitled matter having been duly considered; a quorum of the Board being present at the hearing; and the Board being now fully advised in the premises, determines with respect to the said claims (which are on file and designated as Indian File No. 2-11-1) that on the 26th day of September, 1888, there was filed in the office of the Dominion Lands Agent at New Westminster a bona fide application for a record of water from a spring (now known as Seddel Spring) for use on the Klahkowit I. R. (No.5 Nicomen) and that water from the said spring has been used for beneficial purposes on the said Indian Reserve.

7357

Form 586, W.R.B.—2,000-12-20.

Order No. 7954.

Copy for Comptroller

2. The claims of the Department of Indian affairs with respect to the said waters are allowed by the Board to the extent hereinafter specified, and the Comptroller of Water Rights is hereby directed to issue a conditional licence in respect thereof embodying the following terms and conditions:—

(*a.*) The sources of the water supply is Seddel Spring on the Klahkowit I.R. (No.5 Siocmen)

(*b.*) The points of diversion from the said sources ~~are~~ is located as shown in the exhibit marked "A" hereto attached, which is incorporated herewith and made a part hereof, the original of which exhibit is on file in the office of the Comptroller of Water Rights, Parliament Buildings, Victoria, B.C.

(*c.*) The date ~~for~~ from which the said licence shall take precedence is 26th September, 1888.

(*d.*) The purpose for which the water is to be used is irrigation.

(*e.*) The maximum quantity of water per annum which may be used when irrigation is extended to all the lands mentioned in subclause (*g*) of this clause, until lawfully altered, is twenty-seven (27) acre-feet, and the maximum quantity of water which may be used per annum on each acre actually irrigated until lawfully altered is three (3) acre-feet: Provided that where sources of supply other than those named in subclause (*a*) hereof are drawn upon for the irrigation of a part or all of the same lands as are described in subclause (*g*) hereof, the maximum quantity of water which may be used under the licence hereby directed to be issued shall be reduced by the quantity which the licensee may be entitled to use from said other sources of supply: Provided further that when the Engineer of the Water District has accumulated the requisite hydrographic data for determining to the satisfaction of the Comptroller the *pro rata* part of the said total quantity to be apportioned to the licence hereby directed to be issued, the Comptroller shall require the surrender of the licence, and shall amend the same by stating the particular quantity to which the licensee is entitled from the particular sources named therein.

(*f.*) The period of the year during which the water may be used is between the first day of April and the thirtieth day of September.

(*g.*) The water may be used on the Klahkowit I. R. (No.5 Siocmen) of which nine (9) acres acres are said to be irrigable. The extent and location of the said irrigable lands are more particularly shown in the said Exhibit "A."

(*h.*) The works which are required to be constructed before the issue of a final licence are the clearing, stumping, and levelling of the irrigable lands on the said reserve and the additional works required for conducting thereto the maximum quantity of water hereby authorized to be diverted.

(*i.*) The execution of the said works shall be commenced or resumed on or before the first day of June, 1924, and shall be prosecuted with due diligence and in a workmanlike manner and to the satisfaction of the Comptroller of Water Rights.

(*j.*) The said works shall be completed and the quantity of water to which the licensee is entitled beneficially used for the purpose set out in the licence on or before the first day of November, 1930.

7357

(*k.*) Before any change is made in the said works which would be a material deviation from the plans as approved or the works as accepted by the Comptroller, plans of such proposed change must be filed with the Comptroller and approved by him.

Board Order No.7954.

Copy for Comptroller

(*l.*) The nature and the extent of the incidental uses permitted under the licence are: For domestic purposes, the use of 1,000 gallons a day of water from any or all the said sources of supply during the whole of the year; and for storage purpose, such quantity of water (not exceeding ------------------------------ acre-feet) as, together with the natural flow-water used hereunder, will be necessary to secure to the licensee the quantity granted hereunder. The water which may be so stored shall be that of ------------------------------ and it may be stored (accumulated) in a reservoir at -- between the first day of October in each year and the first day of June in the succeeding year, and may be used as provided for in subclauses (*d*), (*e*), and (*f*) of this clause, but such uses shall not enlarge the quantity of water allowed by subclause (*e*) hereof.

(*m.*) The Board may extend the time for the commencement, resumption, or completion of the execution of the works on being satisfied that it is in the public interest and that it will not injuriously affect the rights of any licensee.

(*n.*) The licence shall not in any way be deemed to be a final licence for the use of water, but shall have the effect only of a conditional licence issued under Part V. of the "Water Act, 1914," and shall be subject to all the provisions of the said Act, including the filing of proof of the completion of the said works and the putting of the water to such beneficial use within the time limited by the provisions of section 117 of the said Act.

2. Pending the issue of the licence hereby authorized to be issued, the terms and conditions of this order shall govern the respective rights of the record-holders or claimants affected thereby.

Made and entered this 25th day of January, 1924

THE BOARD OF INVESTIGATION.

By "J.S.T.Alexander", ~~Chairman.~~ Member.

and "J.E.Lane", *Member.*

Map No. 241

Form 387, W.R.B.—2,000-12-20.

Order No. 7954.

Copy for Comptroller

PROVINCE OF
BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

DEPARTMENT OF
LANDS.

CONDITIONAL WATER LICENCE.

(For a n Irrigation Purpose.)

WHEREAS the Board of Investigation, constituted and acting under the "Water Act, 1914," duly held an investigation respecting the water set out in the order No. 7978, duplicate of which is hereto attached, and in the said order directed the Comptroller of Water Rights to issue a Conditional licence in respect of the particular record and claim respectively set out therein, and further therein named the terms and conditions to be embodied in the said licence:

NOW, THEREFORE, I, Comptroller of Water Rights of the Province of British Columbia, in pursuance of the said order and in conformity with the "Water Act, 1914," issue this Conditional licence, and declare the rights in and to the use of the said waters held under the said record in respect of the said claim to be such as are set out in the said order; and the terms and conditions of the said order and any exhibits which are therewith incorporated are hereby incorporated herewith and form a part hereof. This licence is appurtenant to Shookhost Indian Reserve (No. 7 Nicomen)

Made and entered this sixth day of April, 1924

E. A. Cleveland
Comptroller of Water Rights.

No. 7518

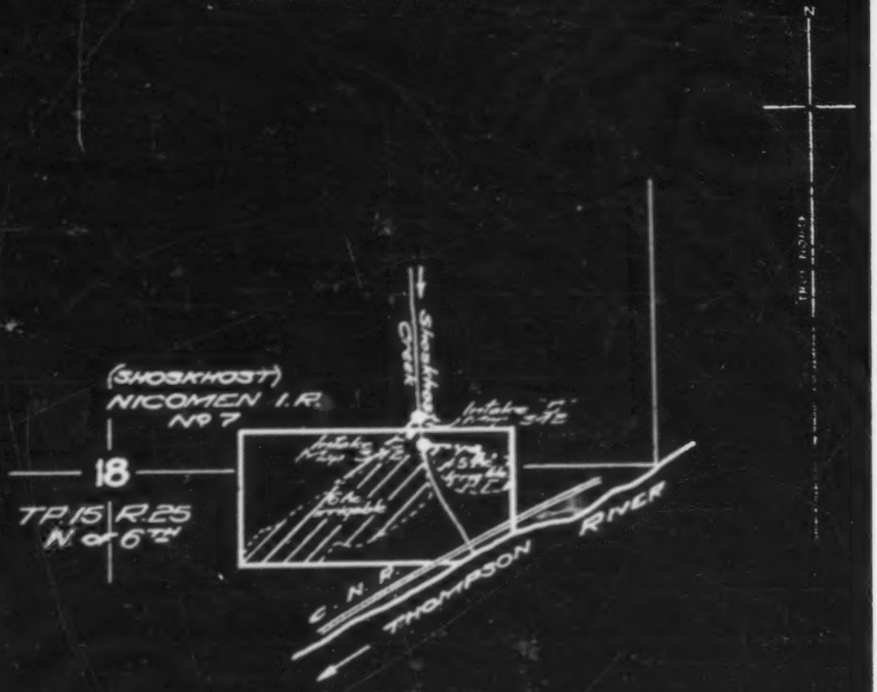
Form No. 1006, W.R.B. (Licence in respect of Board Order)—1,500-1-23—504.

ritish Columbi

To accompany Board Order No. 7378

ASHCROFT WATER DISTRICT.

Scale. 10 Chains to 1 Inch.


N
TRUE NORTH
Shoskhost Creek
(SHOSKHOST)
NICOMEN I.R.
No 7
18
TP.15 R.25
N. of 6TH
Intake "C"
Intake
75 Ac. irrigable
C. N. R.
THOMPSON RIVER

LEGEND
Intake ●
Ditch —— · ——
Road
The boundaries of the land to which this licence is appurtenant are shown shaded. 75 acres within the said boundaries are claimed to be irrigable, as shown hatched.

Description of Works to be constructed
Ditches

Signature J.S. Alexander
J.E. Shaw
24 Apr. 1924
C.L. 7518 B.O. 7378
6.11.1R

EXHIBIT "A" R8

PROVINCE OF BRITISH COLUMBIA. **WATER RIGHTS BRANCH.** DEPARTMENT OF LANDS.

DETERMINATION AND ORDER.

(FOR A CONDITIONAL WATER LICENCE FOR IRRIGATION PURPOSES.)

BY THE BOARD OF INVESTIGATION
UNDER THE "WATER ACT, 1914."

In the Matter of the Claims of the Department of Indian Affairs to Rights to the Use of the Waters

of Shoskhost Creek a tributary of Thompson River

in the neighbourhood of Lytton, in the

Ashcroft Water District.

NOW, on the 15th day of July 1921, the above-entitled matter coming on regularly for final hearing before the Board of Investigation; due notice having been given of the time and place of hearing; all and every the steps required under the Act to be taken by the Board before a determination of the said rights and claims should be made having been taken; all evidence, testimony, and proofs filed with the Board or presented in the above-entitled matter having been duly considered; a quorum of the Board being present at the hearing; and the Board being now fully advised in the premises, determines with respect to the said claims (which are on file and designated as Indian File No. 6-11-1) that on the 26th day of September 1888 there was filed in the office of the Dominion Lands Agent at New Westminster, B.C. a bona fide application for a record of water from Shoskhost Creek, a tributary of Thompson River, for use on the Shoskhost Indian Reserve (No.7Nicomen) and that water from the said creek has been used for beneficial purposes on the said Indian Reserve.

Form 586, W.R.B.--2,000-12-20.

Order No. 7978

Copy for Comptroller

2. The claims of the Department of Indian affairs with respect to the said waters are allowed by the Board to the extent hereinafter specified, and the Comptroller of Water Rights is hereby directed to issue a conditional licence in respect thereof embodying the following terms and conditions:—

(*a.*) The source of the water supply is Shoskhost Creek a tributary of Thompson River

(*b.*) The point of diversion from the said source is located as shown in the exhibit marked "A" hereto attached, which is incorporated herewith and made a part hereof, the original of which exhibit is on file in the office of the Comptroller of Water Rights, Parliament Buildings, Victoria, B.C.

(*c.*) The date from which the said licence shall take precedence is 26th September 1888

(*d.*) The purpose for which the water is to be used is irrigation.

(*e.*) The maximum quantity of water per annum which may be used when irrigation is extended to all the lands mentioned in subclause (*g*) of this clause, until lawfully altered, is 23 acre-feet, and the maximum quantity of water which may be used per annum on each acre actually irrigated until lawfully altered is 3 acre-feet: Provided that where sources of supply other than those named in subclause (*a*) hereof are drawn upon for the irrigation of a part or all of the same lands as are described in subclause (*g*) hereof, the maximum quantity of water which may be used under the licence hereby directed to be issued shall be reduced by the quantity which the licensee may be entitled to use from said other sources of supply: Provided further that when the Engineer of the Water District has accumulated the requisite hydrographic data for determining to the satisfaction of the Comptroller the *pro rata* part of the said total quantity to be apportioned to the licence hereby directed to be issued, the Comptroller shall require the surrender of the licence, and shall amend the same by stating the particular quantity to which the licensee is entitled from the particular sources named therein.

(*f.*) The period of the year during which the water may be used is between the first day of April and the thirtieth day of September.

(*g.*) The water may be used on the Shoskhost Indian Reserve (No.7 Nicomen) of which 7.5 acres are said to be irrigable. The extent and location of the said irrigable lands are more particularly shown in the said Exhibit "A."

(*h.*) The works which are required to be constructed before the issue of a final licence are the clearing, stumping, and levelling of the irrigable lands on the said reserve and the additional works required for conducting thereto the maximum quantity of water hereby authorized to be diverted.

(*i.*) The execution of the said works shall be commenced or resumed on or before the first day of June, 1924, and shall be prosecuted with due diligence and in a workmanlike manner and to the satisfaction of the Comptroller of Water Rights.

(*j.*) The said works shall be completed and the quantity of water to which the licensee is entitled beneficially used for the purpose set out in the licence on or before the first day of November, 1930

(*k.*) Before any change is made in the said works which would be a material deviation from the plans as approved or the works as accepted by the Comptroller, plans of such proposed change must be filed with the Comptroller and approved by him.

Copy for Comptroller

(*l*.) The nature and the extent of the incidental uses permitted under the licence are: For domestic purposes, the use of 500 gallons a day of water from any or all the said sources of supply during the whole of the year; and for storage purpose, such quantity of water (not exceeding ------------------------------ acre-feet) as, together with the natural flow-water used hereunder, will be necessary to secure to the licensee the quantity granted hereunder. The water which may be so stored shall be that of ------------------------------ and it may be stored (accumulated) in a reservoir at -- between the first day of October in each year and the first day of June in the succeeding year, and may be used as provided for in subclauses (*d*), (*e*), and (*f*) of this clause, but such uses shall not enlarge the quantity of water allowed by subclause (*e*) hereof.

(*m*.) The Board may extend the time for the commencement, resumption, or completion of the execution of the works on being satisfied that it is in the public interest and that it will not injuriously affect the rights of any licensee.

(*n*.) The licence shall not in any way be deemed to be a final licence for the use of water, but shall have the effect only of a conditional licence issued under Part V. of the "Water Act, 1914," and shall be subject to all the provisions of the said Act, including the filing of proof of the completion of the said works and the putting of the water to such beneficial use within the time limited by the provisions of section 117 of the said Act.

3. Pending the issue of the licence hereby authorized to be issued, the terms and conditions of this order shall govern the respective rights of the record-holders or claimants affected thereby.

Made and entered this 24th day of April, 1924

THE BOARD OF INVESTIGATION.

By "J.S.T.Alexander", ~~*Chairman*.~~ Member

and "J.B.Lane", *Member.*

342
TRNW

Form 387, W.R.B.—2,000-12-20.

Order No. 7978

Copy for Comptroller

PROVINCE OF BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

DEPARTMENT OF LANDS.

CONDITIONAL WATER LICENCE.

(For a N Irrigation Purpose.)

WHEREAS the Board of Investigation, constituted and acting under the "Water Act, 1914," duly held an investigation respecting the water set out in the order No. 6588, duplicate of which is hereto attached, and in the said order directed the Comptroller of Water Rights to issue a conditional licence in respect of the particular record and claim respectively set out therein, and further therein named the terms and conditions to be embodied in the said licence:

NOW, THEREFORE, I, Comptroller of Water Rights of the Province of British Columbia, in pursuance of the said order and in conformity with the "Water Act, 1914," issue this conditional licence, and declare the rights in and to the use of the said waters held under the said record in respect of the said claim to be such as are set out in the said order; and the terms and conditions of the said order and any exhibits which are therewith incorporated are hereby incorporated herewith and form a part hereof. This licence is appurtenant to **Nicomen Indian Reserve (No.1, Nicomen).**

Superseded by
Final Licence 9967

Made and entered this 3rd day of November, 1924

E. A. Cleveland
Comptroller of Water Rights.

No. 7792

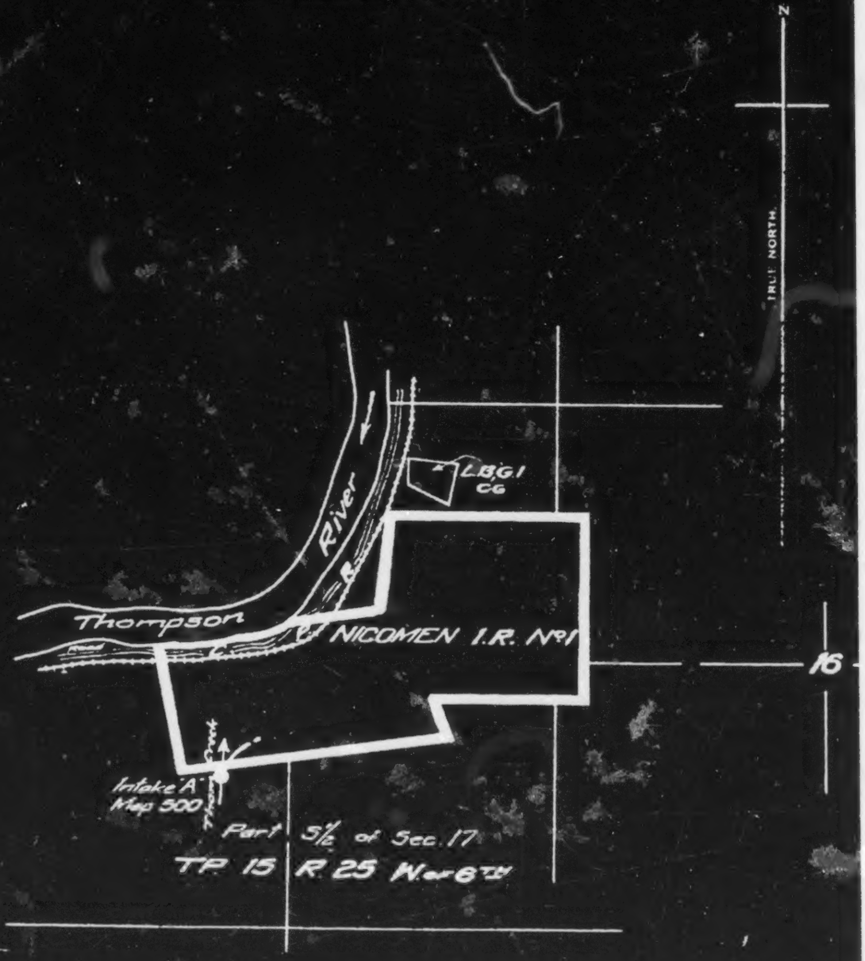
Form No. 1000, W.R.B. (Licence in respect of Board Order)—500-324-5764

British Columbia

To accompany Board Order No. 6588

ASHCROFT —— WATER DISTRICT.

Scale, 20 Chains to 1 Inch.



N
TRUE NORTH.
Thompson
River
Road
NICOMEN I.R. No 1
L.B.G.1
CG
16
Intake 'A'
Map 500
Part S½ of Sec. 17
TP 15 R 25 W. of 6th

LEGEND
Intake ●
Ditch
Road
The boundaries of the land to which this licence is appurtenant are shown shaded.
62 acres within the said boundaries are claimed to be irrigable.

Description of Works constructed; Ditch & Pipe

G.F.F.
C.H.

Signature J.S. Alexander
J.S. Lane 3rd Nov. 1924

EXHIBIT "A"

R.B.

(C.L. 7782) B.O. 6588
File 30-7-I.R.

250-124-4837

PROVINCE OF
BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

DEPARTMENT OF
LANDS.

DETERMINATION AND ORDER

(FOR A CONDITIONAL WATER LICENCE FOR IRRIGATION PURPOSES.)

BY THE BOARD OF INVESTIGATION
UNDER THE "WATER ACT, 1914."

In the Matter of the Claims of the Department of Indian Affairs to Rights to the Use of the Waters

of Thom Creek, a tributary of Thompson River,

in the neighbourhood of Spences Bridge, in the

Ashcroft Water District.

NOW, on the 15th day of July, 1921 the above-entitled matter coming on regularly for final hearing before the Board of Investigation; due notice having been given of the time and place of hearing; all and every the steps required under the Act to be taken by the Board before a determination of the said rights and claims should be made having been taken; all evidence, testimony, and proofs filed with the Board or presented in the above-entitled matter having been duly considered; a quorum of the Board being present at the hearing; and the Board being now fully advised in the premises, determines with respect to the said claims (which are on file and designated as Indian File No. 30-7-1) that, on the 26th day of September, 1888, there was filed in the office of the Dominion Lands Agent at New Westminster, B.C., a bona fide application for a record of water from Thom Creek, a tributary of Thompson River, for use on the Nicomen Indian Reserve (No.1, Nicomen) and that water from the said creek has been used for beneficial purposes on the said Indian Reserve.

Form 186. W.R.B.—500-124-87

Order No. 6588.

2. The claims of the Department of Indian affairs with respect to the said waters are allowed by the Board to the extent hereinafter specified, and the Comptroller of Water Rights is hereby directed to issue a conditional licence in respect thereof embodying the following terms and conditions:—

(*a.*) The source~~s~~ of the water supply is Thom Creek, a tributary of Thompson River.

(*b.*) The point~~s~~ of diversion from the said source~~s~~ ~~are~~ is located as shown in the exhibit marked "A" hereto attached, which is incorporated herewith and made a part hereof, the original of which exhibit is on file in the office of the Comptroller of Water Rights, Parliament Buildings, Victoria, B.C.

(*c.*) The date ~~for~~ from which the said licence shall take precedence is 26th September, 1888.

(*d.*) The purpose for which the water is to be used is irrigation.

(*e.*) The maximum quantity of water per annum which may be used when irrigation is extended to all the lands mentioned in subclause (*g*) of this clause, until lawfully altered, is 186 acre-feet, and the maximum quantity of water which may be used per annum on each acre actually irrigated until lawfully altered is 3 acre-feet: Provided that where sources of supply other than those named in subclause (*a*) hereof are drawn upon for the irrigation of a part or all of the same lands as are described in subclause (*g*) hereof, the maximum quantity of water which may be used under the licence hereby directed to be issued shall be reduced by the quantity which the licensee may be entitled to use from said other sources of supply: Provided further that when the Engineer of the Water District has accumulated the requisite hydrographic data for determining to the satisfaction of the Comptroller the *pro rata* part of the said total quantity to be apportioned to the licence hereby directed to be issued, the Comptroller shall require the surrender of the licence, and shall amend the same by stating the particular quantity to which the licensee is entitled from the particular sources named therein.

(*f.*) The period of the year during which the water may be used is between the first day of April and the thirtieth day of September.

(*g.*) The water may be used on the Nicomen Indian Reserve (No.1, Nicomen) of which 62 acres are said to be irrigable. The extent and location of the said irrigable lands are more particularly shown in the said Exhibit "A."

(*h.*) The works which are required to be constructed before the issue of a final licence are the clearing, stumping, and levelling of the irrigable lands on the said reserve and the additional works required for conducting thereto the maximum quantity of water hereby authorized to be diverted.

(*i.*) The execution of the said works shall be commenced or resumed on or before the first day of June, 192~~4~~5, and shall be prosecuted with due diligence and in a workmanlike manner and to the satisfaction of the Comptroller of Water Rights.

(*j.*) The said works shall be completed and the quantity of water to which the licensee is entitled beneficially used for the purpose set out in the licence on or before the first day of November, 1930.

(*k.*) Before any change is made in the said works which would be a material deviation from the plans as approved or the works as accepted by the Comptroller, plans of such proposed change must be filed with the Comptroller and approved by him.

Board Order No.6588.

Copy [illegible]

(*l.*) The nature and the extent of the incidental uses permitted under the licence are: For domestic purposes, the use of 2,000 gallons a day of water from any or all the said sources of supply during the whole of the year; and for storage purpose, such quantity of water (not exceeding ---------- acre-feet) as, together with the natural flow-water used hereunder, will be necessary to secure to the licensee the quantity granted hereunder. The water which may be so stored shall be that of ---------- and it may be stored (accumulated) in a reservoir at ---------- between the first day of October in each year and the first day of June in the succeeding year, and may be used as provided for in subclauses (*d*), (*e*), and (*f*) of this clause, but such uses shall not enlarge the quantity of water allowed by subclause (*e*) hereof.

(*m.*) The Board may extend the time for the commencement, resumption, or completion of the execution of the works on being satisfied that it is in the public interest and that it will not injuriously affect the rights of any licensee.

(*n.*) The licence shall not in any way be deemed to be a final licence for the use of water, but shall have the effect only of a conditional licence issued under Part V. of the "Water Act, 1914," and shall be subject to all the provisions of the said Act, including the filing of proof of the completion of the said works and the putting of the water to such beneficial use within the time limited by the provisions of section 117 of the said Act.

3. Pending the issue of the licence hereby authorized to be issued, the terms and conditions of this order shall govern the respective rights of the record-holders or claimants affected thereby.

Made and entered this 3rd day of November, 1924

THE BOARD OF INVESTIGATION.

By "J.S.T.Alexander", ~~Chairman~~ Member.

and "J.E. Lane", *Member.*

.500

By

Form 587, W.R.B.—2,000-12-20.

Order No. 6588.

PROVINCE OF BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

DEPARTMENT OF LANDS.

CONDITIONAL WATER LICENCE.

(For an Irrigation Purpose.)

WHEREAS the Board of Investigation, constituted and acting under the "Water Act, 1914," duly held an investigation respecting the water set out in the order No. 6591, duplicate of which is hereto attached, and in the said order directed the Comptroller of Water Rights to issue a conditional licence in respect of the particular record and claim respectively set out therein, and further therein named the terms and conditions to be embodied in the said licence:

NOW, THEREFORE, I, Comptroller of Water Rights of the Province of British Columbia, in pursuance of the said order and in conformity with the "Water Act, 1914," issue this conditional licence, and declare the rights in and to the use of the said waters held under the said record in respect of the said claim to be such as are set out in the said order; and the terms and conditions of the said order and any exhibits which are therewith incorporated are hereby incorporated herewith and form a part hereof. This licence is appurtenant to Kykinalko Indian Reserve (No.2, Nicomen).

Made and entered this 3rd day of November, 1924

E. A. Cleveland
Comptroller of Water Rights.

No. 7793

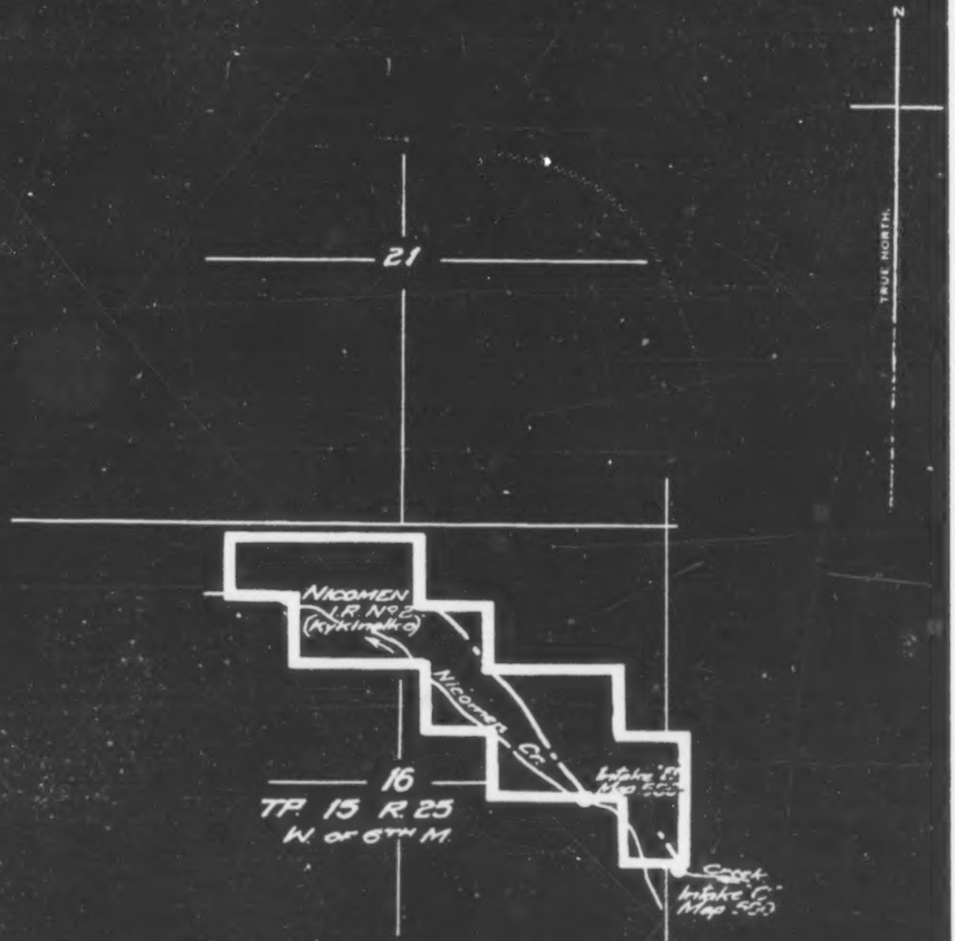
Form No. 1006, W.R.B. (Licence in respect of Board Order)—500-324-5764

British Columbia

To accompany Board Order No. 6591

ASHCROFT——WATER DISTRICT.

Scale, 20 Chains to 1 Inch.



N
TRUE NORTH.
21
NICOMEN
I.R. No 2
(Kykinalko)
Nicomen Cr.
16
TP. 15 R. 25
W. of 6TH M.
Intake "B"
Map 550
Creek
Intake "C"
Map 550

LEGEND
Intake ●
Ditch ———

The boundaries of the land to which this licence is appurtenant are shown shaded.
69 acres within the said boundaries are claimed to be irrigable.

Description of Works constructed
Ditches.

Signature J.T. Alexander
J.E. Lane 3rd Nov 1924

EXHIBIT "A"

R.B

(C.L. 7793)
B.O. 6591
File 29-7-I.R.

250-124-4637

PROVINCE OF BRITISH COLUMBIA. **WATER RIGHTS BRANCH.** DEPARTMENT OF LANDS.

DETERMINATION AND ORDER

(FOR A CONDITIONAL WATER LICENCE FOR IRRIGATION PURPOSES.)

BY THE BOARD OF INVESTIGATION
UNDER THE "WATER ACT, 1914."

In the Matter of the Claims of the Department of Indian Affairs to Rights to the Use of the Waters

of Nicomen Creek and tributary, tributaries of Thompson River,

in the neighbourhood of Spences Bridge, in the

Ashcroft Water District.

NOW, on the 15th day of July, 1921, the above-entitled matter coming on regularly for final hearing before the Board of Investigation; due notice having been given of the time and place of hearing; all and every the steps required under the Act to be taken by the Board before a determination of the said rights and claims should be made having been taken; all evidence, testimony, and proofs filed with the Board or presented in the above-entitled matter having been duly considered; a quorum of the Board being present at the hearing; and the Board being now fully advised in the premises, determines with respect to the said claims (which are on file and designated as Indian File No. 29-7-1) that, on the 26th day of September, 1888, there was filed in the office of the Dominion Lands Agent at New Westminster, B.C., a bona fide application for a record of water from Nicomen Creek and tributary, tributaries of Thompson River, for use on the Kykinalko Indian Reserve (No.2, Nicomen) and that water from the said creeks has been used for beneficial purposes on the said Indian Reserve.

Form 184, W.R.B.—[illegible]

Order No. 6591.

[illegible]

2. The claims of the Department of Indian affairs with respect to the said waters are allowed by the Board to the extent hereinafter specified, and the Comptroller of Water Rights is hereby directed to issue a conditional licence in respect thereof embodying the following terms and conditions:—

(*a.*) The sources of the water supply are Nicomen Creek and tributary, tributaries of Thompson River.

(*b.*) The points of diversion from the said sources are located as shown in the exhibit marked "A" hereto attached, which is incorporated herewith and made a part hereof, the original of which exhibit is on file in the office of the Comptroller of Water Rights, Parliament Buildings, Victoria, B.C.

(*c.*) The date for which the said licence shall take precedence is 26th September, 1888.

(*d.*) The purpose for which the water is to be used is irrigation.

(*e.*) The maximum quantity of water per annum which may be used when irrigation is extended to all the lands mentioned in subclause (*g*) of this clause, until lawfully altered, is 207 acre-feet, and the maximum quantity of water which may be used per annum on each acre actually irrigated until lawfully altered is 3 acre-feet: Provided that where sources of supply other than those named in subclause (*a*) hereof are drawn upon for the irrigation of a part or all of the same lands as are described in subclause (*g*) hereof, the maximum quantity of water which may be used under the licence hereby directed to be issued shall be reduced by the quantity which the licensee may be entitled to use from said other sources of supply: Provided further that when the Engineer of the Water District has accumulated the requisite hydrographic data for determining to the satisfaction of the Comptroller the *pro rata* part of the said total quantity to be apportioned to the licence hereby directed to be issued, the Comptroller shall require the surrender of the licence, and shall amend the same by stating the particular quantity to which the licensee is entitled from the particular sources named therein.

(*f.*) The period of the year during which the water may be used is between the first day of April and the thirtieth day of September.

(*g.*) The water may be used on the Kykinalko Indian Reserve (No.2, Nicomen) of which 69 acres are said to be irrigable. The extent and location of the said irrigable lands are more particularly shown in the said Exhibit "A."

(*h.*) The works which are required to be constructed before the issue of a final licence are the clearing, stumping, and levelling of the irrigable lands on the said reserve and the additional works required for conducting thereto the maximum quantity of water hereby authorized to be diverted.

(*i.*) The execution of the said works shall be commenced or resumed on or before the first day of June, 192~~2~~5, and shall be prosecuted with due diligence and in a workmanlike manner and to the satisfaction of the Comptroller of Water Rights.

(*j.*) The said works shall be completed and the quantity of water to which the licensee is entitled beneficially used for the purpose set out in the licence on or before the first day of November, 1930.

(*k.*) Before any change is made in the said works which would be a material deviation from the plans as approved or the works as accepted by the Comptroller, plans of such proposed change must be filed with the Comptroller and approved by him.

Board Order No. 6591.

Copy for Comptroller

(*l.*) The nature and the extent of the incidental uses permitted under the licence are: For domestic purposes, the use of 1,000 gallons a day of water from any or all the said sources of supply during the whole of the year; and for storage purpose, such quantity of water (not exceeding ------------------------ acre-feet) as, together with the natural flow-water used hereunder, will be necessary to secure to the licensee the quantity granted hereunder. The water which may be so stored shall be that of -------------------- and it may be stored (accumulated) in a reservoir at -- -- between the first day of October in each year and the first day of June in the succeeding year, and may be used as provided for in subclauses (*d*), (*e*), and (*f*) of this clause, but such uses shall not enlarge the quantity of water allowed by subclause (*e*) hereof.

(*m.*) The Board may extend the time for the commencement, resumption, or completion of the execution of the works on being satisfied that it is in the public interest and that it will not injuriously affect the rights of any licensee.

(*n.*) The licence shall not in any way be deemed to be a final licence for the use of water, but shall have the effect only of a conditional licence issued under Part V. of the "Water Act, 1914," and shall be subject to all the provisions of the said Act, including the filing of proof of the completion of the said works and the putting of the water to such beneficial use within the time limited by the provisions of section 117 of the said Act.

3. Pending the issue of the licence hereby authorized to be issued, the terms and conditions of this order shall govern the respective rights of the record-holders or claimants affected thereby.

Made and entered this 3rd day of November, 1924

THE BOARD OF INVESTIGATION.

By "J.S.T.Alexander", ~~Chairman.~~ Member.

and "J.E.Lane", *Member.*

500
by ... Pow

Form 587, W.R.B.—2,000-12-20.

Order No. 6591.

Copy for Comptroller

ALL COMMUNICATIONS IN REFERENCE TO WATER
MATTERS SHOULD BE ADDRESSED TO
OMPTROLLER OF WATER RIGHTS,
PARLIAMEN [illegible] ILDINGS, VICTORIA, B.C.

THE GOVERNMENT OF
THE PROVINCE OF BRITISH COLUMBIA

DEPARTMENT OF LANDS
WATER RIGHTS BRANCH

VICTORIA, B.C.

ORDER

File 29-7-1

The time for completion of works and putting the water to beneficial use in respect of Conditional Water Licence 7793, Hicomen creek, is hereby extended to the 31st day of December, 1938.

J. C. MacDonald
Comptroller of Water Rights.

Dated at Victoria, B.C.
this 19th day of September, 1934.

Sent out
under file 4605
20 Sep 34

15

ORDER

File No. 29-7-1.

The time for completion of works and putting the water to beneficial use in respect of Conditional Water Licence No. 7793, Director of Indian Affairs, Nicomen creek, is hereby extended to the 31st day of December, 1939.

E. Davis

Comptroller of Water Rights.

Dated at Victoria, B.C.,
this 3rd day of March, 1939.

Noted 6-3-39 cws.

19

ORDER

WATER ACT 1939

Section 13

File No. 29-7-1.

Being satisfied that no person's rights will be affected, I hereby extend the time for the completion of the works and for making beneficial use of the water authorized under Conditional Water Licence No. 7795, Director of Indian Affairs, Nicomen Creek, to the 31st day of December, 1941.

E. Davis.

Comptroller of Water Rights.

Dated at Victoria, B.C.,
this 19th day of March, 1940.

Noted 21 March/40
B.V.

Ext 1945

9/12/42

20

ORDER

WATER ACT, 1939.

Section 13

File No. 29-7-1.

Being satisfied that no person's rights will be affected, I hereby extend the time for the completion of the works and for making beneficial use of the water authorized under Conditional Water Licence No. 7793, Director of Indian Affairs, Nicomen Creek, to the 31st day of December, 1945.

Comptroller of Water Rights.

DATED at Victoria, B. C.,
this 9th day of October,
1942.

Noted 13-10-42 cws

PROVINCE OF BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

DEPARTMENT OF LANDS.

CONDITIONAL WATER LICENCE.

(For an Irrigation Purpose.)

WHEREAS the Board of Investigation, constituted and acting under the "Water Act, 1914," duly held an investigation respecting the water set out in the order No. 6701, duplicate of which is hereto attached, and in the said order directed the Comptroller of Water Rights to issue a conditional licence in respect of the particular record and claim respectively set out therein, and further therein named the terms and conditions to be embodied in the said licence:

NOW, THEREFORE, I, Comptroller of Water Rights of the Province of British Columbia, in pursuance of the said order and in conformity with the "Water Act, 1914," issue this conditional licence, and declare the rights in and to the use of the said waters held under the said record in respect of the said claim to be such as are set out in the said order; and the terms and conditions of the said order and any exhibits which are therewith incorporated are hereby incorporated herewith and form a part hereof. This licence is appurtenant to Skeikut Indian Reserve (No.9 Niscomen).

cancelled Sec 18
July 6/50

Made and entered this 2nd day of November 1924

E. A. Cleveland
Comptroller of Water Rights.

No. 7794

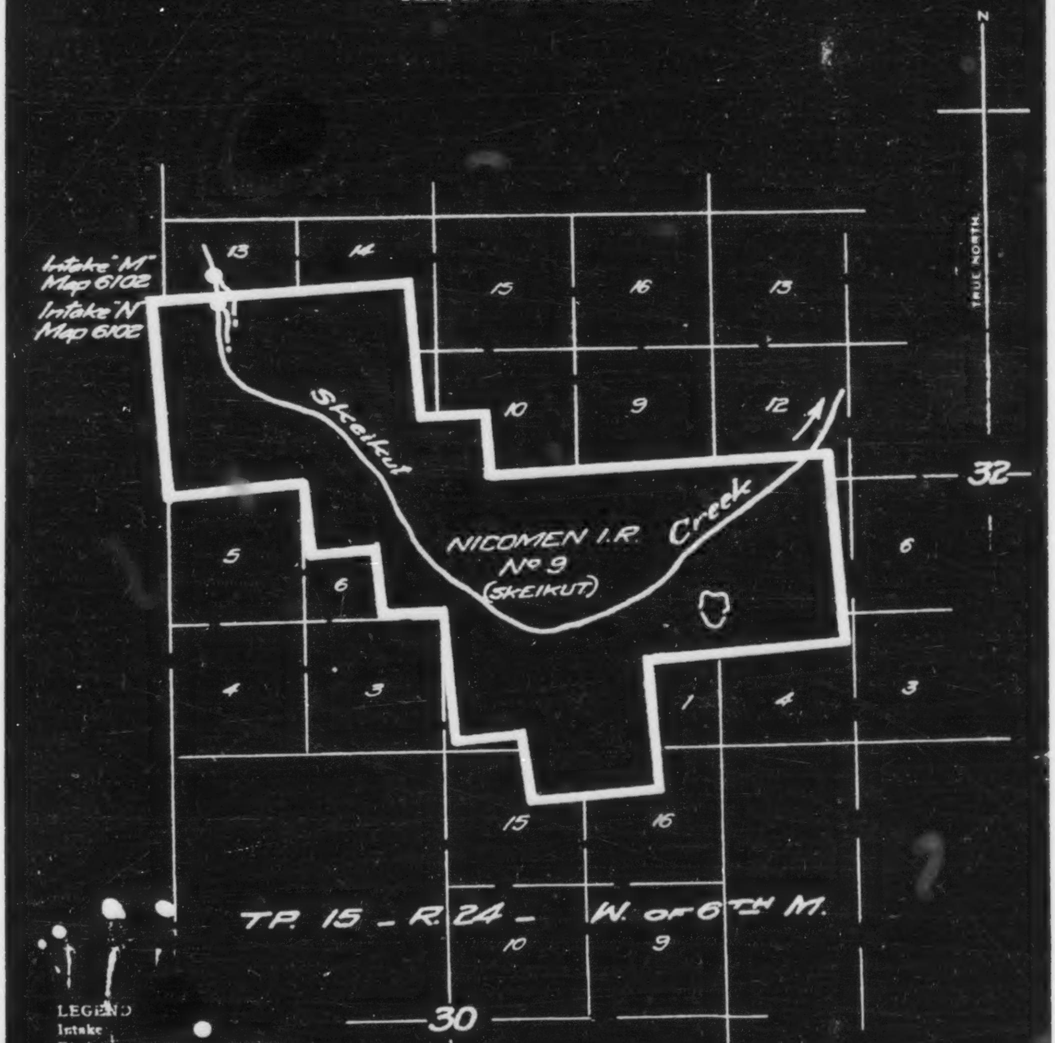
Form No. 1006, W.R.B. (Licence in respect of Board Order)—1,500-1-23—304.

British Columbia

To accompany Board Order No. 6701

NICOLA WATER DISTRICT.

Scale, 20 Chains to 1 Inch.



Intake "M" Map 6102
Intake "N" Map 6102
TRUE NORTH
N
13
14
15
16
13
10
9
12
5
6
6
4
3
1
4
3
15
16
10
9
Skeikut Creek
NICOMEN I.R. No 9 (SKEIKUT)
32
30
TP. 15 – R. 24 – W. of 6TH M.

LEGEND
Intake ●
Ditch —·—

The boundaries of the land to which this licence is appertenant are shown shaded. 175 acres within the said boundaries are claimed to be irrigable.

Description of Works constructed Ditches.

Signature S.T. Alexander
J.E. Lane 3rd Nov 1924

(C.L. 7794) B.O. 6701
File 27. 7. I.R.

EXHIBIT "A" R.B.

250-124-4877

PROVINCE OF BRITISH COLUMBIA. **WATER RIGHTS BRANCH.** DEPARTMENT OF LANDS.

DETERMINATION AND ORDER.

(FOR A CONDITIONAL WATER LICENCE FOR IRRIGATION PURPOSES.)

BY THE BOARD OF INVESTIGATION
UNDER THE "WATER ACT, 1914."

In the Matter of the Claims of the Department of Indian Affairs to Rights to the Use of the Waters

of Skeikut Creek, a tributary of Nicola River,

in the neighbourhood of Spences Bridge, in the

Nicola Water District.

NOW, on the 15th day of July, 1921, the above-entitled matter coming on regularly for final hearing before the Board of Investigation; due notice having been given of the time and place of hearing; all and every the steps required under the Act to be taken by the Board before a determination of the said rights and claims should be made having been taken; all evidence, testimony, and proofs filed with the Board or presented in the above-entitled matter having been duly considered; a quorum of the Board being present at the hearing; and the Board being now fully advised in the premises, determines with respect to the said claims (which are on file and designated as Indian File No. 27-7-1) that, on the 26th day of September, 1888, there was filed in the office of the Dominion Lands Agent at New Westminster, B.C., a bona fide application for a record of water from Skeikut Creek, a tributary of Nicola River, for use on the Skeikut Indian Reserve (No.9, Nicomen) and that water from the said creek has been used for beneficial purposes on the said Indian Reserve.

Form 580, W.R.B.—2,000-12-20.

Order No. 6701.

Copy for Comptroller

2. The claims of the Department of Indian affairs with respect to the said waters are allowed by the Board to the extent hereinafter specified, and the Comptroller of Water Rights is hereby directed to issue a conditional licence in respect thereof embodying the following terms and conditions:—

(*a.*) The source~~s~~ of the water supply is Skeikut Creek, a tributary of Nicola River.

(*b.*) The point~~s~~ of diversion from the said source~~s~~ ~~are~~ is located as shown in the exhibit marked "A" hereto attached, which is incorporated herewith and made a part hereof, the original of which exhibit is on file in the office of the Comptroller of Water Rights, Parliament Buildings, Victoria, B.C.

(*c.*) The date ~~on~~ from which the said licence shall take precedence is 26th September, 1888.

(*d.*) The purpose for which the water is to be used is irrigation.

(*e.*) The maximum quantity of water per annum which may be used when irrigation is extended to all the lands mentioned in subclause (*g*) of this clause, until lawfully altered, is 525 acre-feet, and the maximum quantity of water which may be used per annum on each acre actually irrigated until lawfully altered is 3 acre-feet: Provided that where sources of supply other than those named in subclause (*a*) hereof are drawn upon for the irrigation of a part or all of the same lands as are described in subclause (*g*) hereof, the maximum quantity of water which may be used under the licence hereby directed to be issued shall be reduced by the quantity which the licensee may be entitled to use from said other sources of supply: Provided further that when the Engineer of the Water District has accumulated the requisite hydrographic data for determining to the satisfaction of the Comptroller the *pro rata* part of the said total quantity to be apportioned to the licence hereby directed to be issued, the Comptroller shall require the surrender of the licence, and shall amend the same by stating the particular quantity to which the licensee is entitled from the particular sources named therein.

(*f.*) The period of the year during which the water may be used is between the first day of April and the thirtieth day of September.

(*g.*) The water may be used on the Skeikut Indian Reserve (No.9, Nicomen) of which 175 acres are said to be irrigable. The extent and location of the said irrigable lands are more particularly shown in the said Exhibit "A."

(*h.*) The works which are required to be constructed before the issue of a final licence are the clearing, stumping, and levelling of the irrigable lands on the said reserve and the additional works required for conducting thereto the maximum quantity of water hereby authorized to be diverted.

(*i.*) The execution of the said works shall be commenced or resumed on or before the first day of June, 192~~1~~5, and shall be prosecuted with due diligence and in a workmanlike manner and to the satisfaction of the Comptroller of Water Rights.

(*j.*) The said works shall be completed and the quantity of water to which the licensee is entitled beneficially used for the purpose set out in the licence on or before the first day of November, 1930.

(*k.*) Before any change is made in the said works which would be a material deviation from the plans as approved or the works as accepted by the Comptroller, plans of such proposed change must be filed with the Comptroller and approved by him.

Board Order No.6701.

Copy for Comptroller

(*l.*) The nature and the extent of the incidental uses permitted under the licence are: For domestic purposes, the use of 2,000 gallons a day of water from any or all the said sources of supply during the whole of the year; and for storage purpose, such quantity of water (not exceeding ---------------------------- acre-feet) as, together with the natural flow-water used hereunder, will be necessary to secure to the licensee the quantity granted hereunder. The water which may be so stored shall be that of ---------------------- and it may be stored (accumulated) in a reservoir at -- -- between the first day of October in each year and the first day of June in the succeeding year, and may be used as provided for in subclauses (*d*), (*e*), and (*f*) of this clause, but such uses shall not enlarge the quantity of water allowed by subclause (*e*) hereof.

(*m.*) The Board may extend the time for the commencement, resumption, or completion of the execution of the works on being satisfied that it is in the public interest and that it will not injuriously affect the rights of any licensee.

(*n.*) The licence shall not in any way be deemed to be a final licence for the use of water, but shall have the effect only of a conditional licence issued under Part V. of the "Water Act, 1914," and shall be subject to all the provisions of the said Act, including the filing of proof of the completion of the said works and the putting of the water to such beneficial use within the time limited by the provisions of section 117 of the said Act.

3. Pending the issue of the licence hereby authorized to be issued, the terms and conditions of this order shall govern the respective rights of the record-holders or claimants affected thereby.

Made and entered this 3rd day of November, 1924

THE BOARD OF INVESTIGATION.

By "J.S.T.Alexander", ~~Chairman.~~ Member.

and "J.E.Lane", *Member*.

Map No. 6102
By

Form 282, W.R.B.—2,000-12-20.

Order No. 6701.

Copy for Comptroller

WATER ACT

Section 18
CANCELLATION ORDER

BEFORE THE COMPTROLLER OF WATER RIGHTS:

In accordance with the notice of proposed cancellation, dated the 5th day of April, 1950, Conditional Water Licence No. 7794, Skeikut Creek, is hereby cancelled.

DATED at Victoria, B. C., this 6th day of July, 1950.

Comptroller of Water Rights.

File No. 27-7-1

7794

PROVINCE OF BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

DEPARTMENT OF LANDS.

CONDITIONAL WATER LICENCE.

(For a Domestic Purpose.)

WHEREAS the Board of Investigation, constituted and acting under the "Water Act, 1914," duly held an investigation respecting the water set out in the order No. 6598, duplicate of which is hereto attached, and in the said order directed the Comptroller of Water Rights to issue a conditional licence in respect of the particular record and claim respectively set out therein, and further therein named the terms and conditions to be embodied in the said licence:

NOW, THEREFORE, I, Comptroller of Water Rights of the Province of British Columbia, in pursuance of the said order and in conformity with the "Water Act, 1914," issue this conditional licence, and declare the rights in and to the use of the said waters held under the said record in respect of the said claim to be such as are set out in the said order; and the terms and conditions of the said order and any exhibits which are therewith incorporated are hereby incorporated herewith and form a part hereof. This licence is appurtenant to **Squianny Indian Reserve (No.10, Nicomen).**

Cancelled
Sec 14 - [illegible]

File Destroyed
1945

Made and entered this 3rd day of November, 1924

E. A. Cleveland
Comptroller of Water Rights.

No. 7795

Form No. 1006, W.R.B. (Licence in respect of Board Order)—1,500-1-23—504.

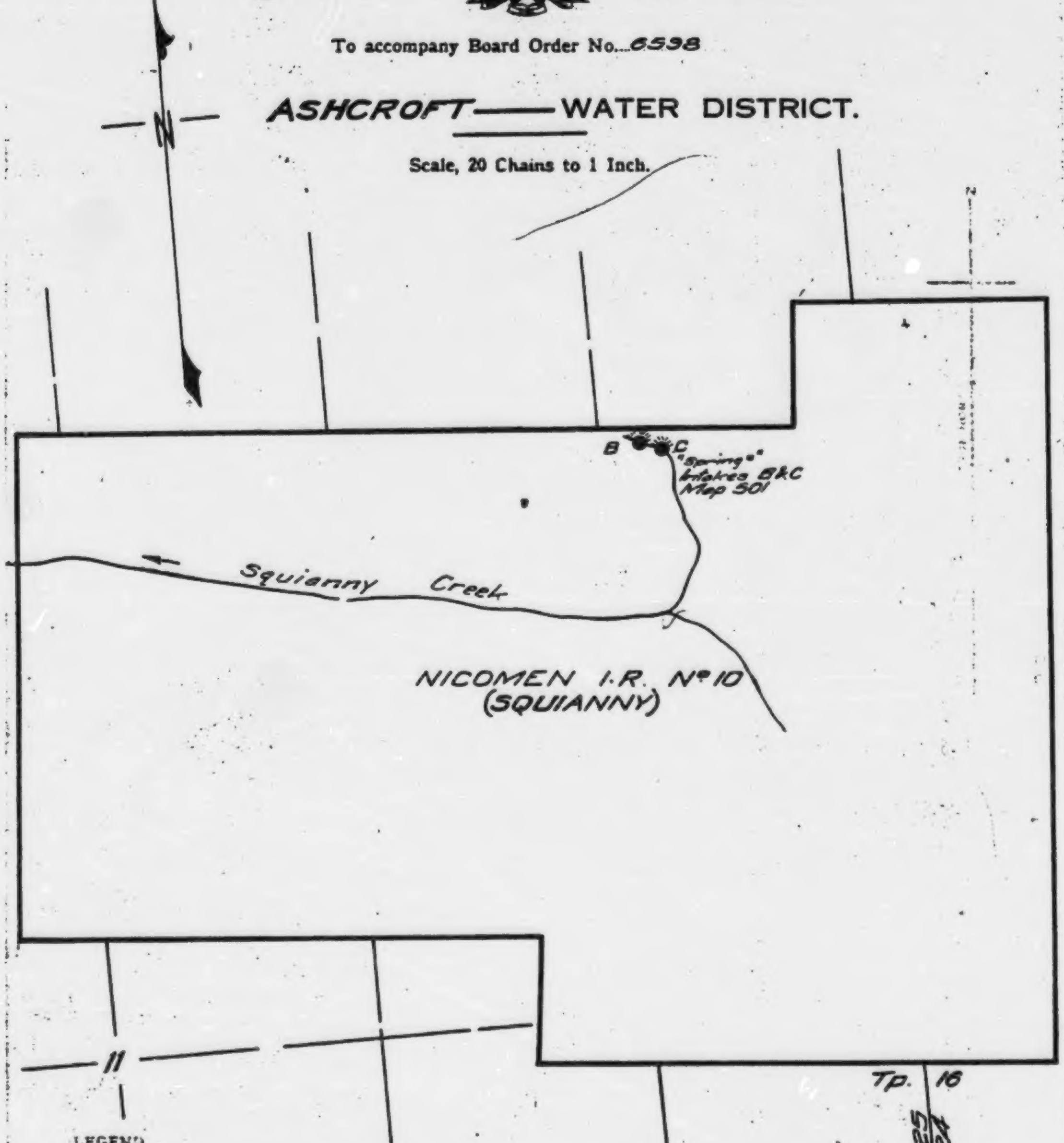
ORIGINAL

British Columbia

To accompany Board Order No. 6598

ASHCROFT —— WATER DISTRICT.

Scale, 20 Chains to 1 Inch.


N
B
C
"Springs" Intakes B&C Map 501
Squianny Creek
NICOMEN I.R. Nº 10 (SQUIANNY)
11
Tp. 16
R.25
R.24

LEGEND
Intake
Di[illegible]
Ro[illegible]
For stock-watering purposes.
The boundaries of the land to which this licence is appurtenant are shown shaded.
[illegible] acres within the said boundaries are claimed to be irrigable.

see Dft.

Description of Works

Signature J.S.T. Alexander
J.B. Lane 3rd Nov. 1924

EXHIBIT "A"

(C.L. 7795)
B.O. 6598
File 25. 7. I.R.
24. 7. I.R.

250-124-4837

N.R. Map 501

PROVINCE OF
BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

DEPARTMENT OF
LANDS.

DETERMINATION AND ORDER.

(FOR A CONDITIONAL WATER LICENCE FOR IRRIGATION PURPOSES.)

BY THE BOARD OF INVESTIGATION
UNDER THE "WATER ACT, 1914."

In the Matter of the Claims of the Department of Indian Affairs to Rights to the Use of the Waters of Squianny Creek and springs, tributaries of Thompson River, in the neighbourhood of Spences Bridge, in the Ashcroft Water District.

NOW, on the 15th day of July, 1921, the above-entitled matter coming on regularly for final hearing before the Board of Investigation; due notice having been given of the time and place of hearing; all and every the steps required under the Act to be taken by the Board before a determination of the said rights and claims should be made having been taken; all evidence, testimony, and proofs filed with the Board or presented in the above-entitled matter having been duly considered; a quorum of the Board being present at the hearing; and the Board being now fully advised in the premises, determines with respect to the said claims (which are on file and designated as Indian File Nos. 23 and 24-7-1) that, on the 26th day of September, 1888, there was filed in the office of the Dominion Lands Agent at New Westminster, B.C., a bona fide application for a record of water from Squianny Creek and springs, tributaries of Thompson River, for use on the Squianny Indian Reserve (No.10, Nicomen) and that water from the said creek and springs has been used for beneficial purposes on the said Indian Reserve.

Form 288, W.R.B.—2,000-12-20.

Order No. 6598.

ORIGINAL

2. The claims of the Department of Indian affairs with respect to the said waters are allowed by the Board to the extent hereinafter specified, and the Comptroller of Water Rights is hereby directed to issue a conditional licence in respect thereof embodying the following terms and conditions:

(a) The source of the water supply is Squianny Creek and springs, tributaries of Thompson River.

(b) The point of diversion from the stream is located as shown in the exhibit marked "A" hereto attached, which is incorporated herewith and made a part hereof, the original of which exhibit is on file in the office of the Comptroller of Water Rights, Parliament Buildings, Victoria.

(c) The date from which the said licence shall take precedence is 26th September, 1888.

(d) The purpose for which the water is to be used is "domestic purpose" which includes the watering of stock.

(e) The maximum quantity of water which may be used is Five thousand (5,000) gallons per day.

(f) The water may be used during the whole year.

(g) The water may be used on the Squianny Indian Reserve (No.10, Nicomen).

(h) The water shall be beneficially used for the purpose set out in this licence on or before the 1st day of November, 1930.

(i) The licence shall not in any way be deemed to be a final licence for the use of water, but shall have the effect only of a conditional licence issued under Part V. of the "Water Act, 1914," and shall be subject to all the provisions of the said Act, including the putting of the water to such beneficial use within the time limited by the provisions of section 117 of the said Act.

3. Pending the issue of the licence hereby authorized to be issued, the terms and conditions of this order shall govern the respective rights of the record-holders or claimants affected thereby.

MADE AND ENTERED this 3rd day of November, 1924

BOARD OF INVESTIGATION.

By J S Alexander Member.

and J F Lane Member.

Order No. 6598.

ORIGINAL

WATER ACT

Section 74

IN THE MATTER OF Conditional Water Licence No. 7795, dated the 3rd day of November 1924, granted to the Department of Indian Affairs and authorizing the diversion and use of water from Squianny Creek and springs for Domestic purpose on Squianny Indian Reserve (No. 10, Nicomen).

. . . .

Upon reading the Notice of cancellation dated the 20th day of December, 1932, and hearing Mr. C.E. Webb, Mr. C.C. Perry and Mr. A.H. Barber on behalf of the said licensee:

I make this Order holding said Conditional Water Licence No. 7795 to be null and void for the reason that the licensee under the said licence has failed to prove to my satisfaction that the construction of the works authorized under the said licence was begun within the time fixed, and prosecuted with due diligence, and that the said licensee has not begun, prosecuted, or completed the construction of the works under the said licence.

DATED at Victoria, B.C. this 24th day of January, 1933.

J. C. MacDonald

Comptroller of Water Rights.

File No. 23-7-1.

To: Indian Agent, Merritt, B.C.
C.E. Webb, Esq., Vancouver, B.C.
C.C.Perry, Asst.Indian Comm.for B.C., Victoria.

JA

ALL COMMUNICATIONS IN REFERENCE TO WATER
MATTERS SHOULD BE ADDRESSED TO
COMPTROLLER OF WATER RIGHTS,
PARLIAMENT BUILDINGS, VICTORIA, B.C.

THE GOVERNMENT OF
THE PROVINCE OF BRITISH COLUMBIA

DEPARTMENT OF LANDS
WATER RIGHTS BRANCH

VICTORIA, B.C.

WATER ACT

Section 74

CANCELLATION ORDER

BEFORE THE COMPTROLLER OF WATER RIGHTS:

In accordance with the notice of proposed cancellation dated the 24th day of January, 1933, Conditional Licence 7795 is hereby cancelled.

Dated at Victoria, B.C., this 20th day of September, 1934.

J.C.MacDonald
Comptroller of Water Rights.

23-7-1.

Copies sent
Ottawa
Indian Agt [illegible]
" Water Bd Vic
CV file 4605
21/9/34 [illegible]

PROVINCE OF BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

DEPARTMENT OF LANDS.

CONDITIONAL WATER LICENCE.

(For an Irrigation Purpose.)

WHEREAS the Board of Investigation, constituted and acting under the "Water Act, 1914," duly held an investigation respecting the water set out in the order No. 6594, duplicate of which is hereto attached, and in the said order directed the Comptroller of Water Rights to issue a conditional licence in respect of the particular record and claim respectively set out therein, and further therein named the terms and conditions to be embodied in the said licence:

NOW, THEREFORE, I, Comptroller of Water Rights of the Province of British Columbia, in pursuance of the said order and in conformity with the "Water Act, 1914," issue this conditional licence, and declare the rights in and to the use of the said waters held under the said record in respect of the said claim to be such as are set out in the said order; and the terms and conditions of the said order and any exhibits which are therewith incorporated are hereby incorporated herewith and form a part hereof. This licence is appurtenant to Enhalt Indian Reserve (No.11 Nicomen).

Cancelled by B.O 1280

File destroyed 1945

Made and entered this 3rd day of November, 1924

E A Cleveland
Comptroller of Water Rights.

No. 7796

Form No. 1006, W.R.B. (Licence in respect of Board Order)—500-324-5784

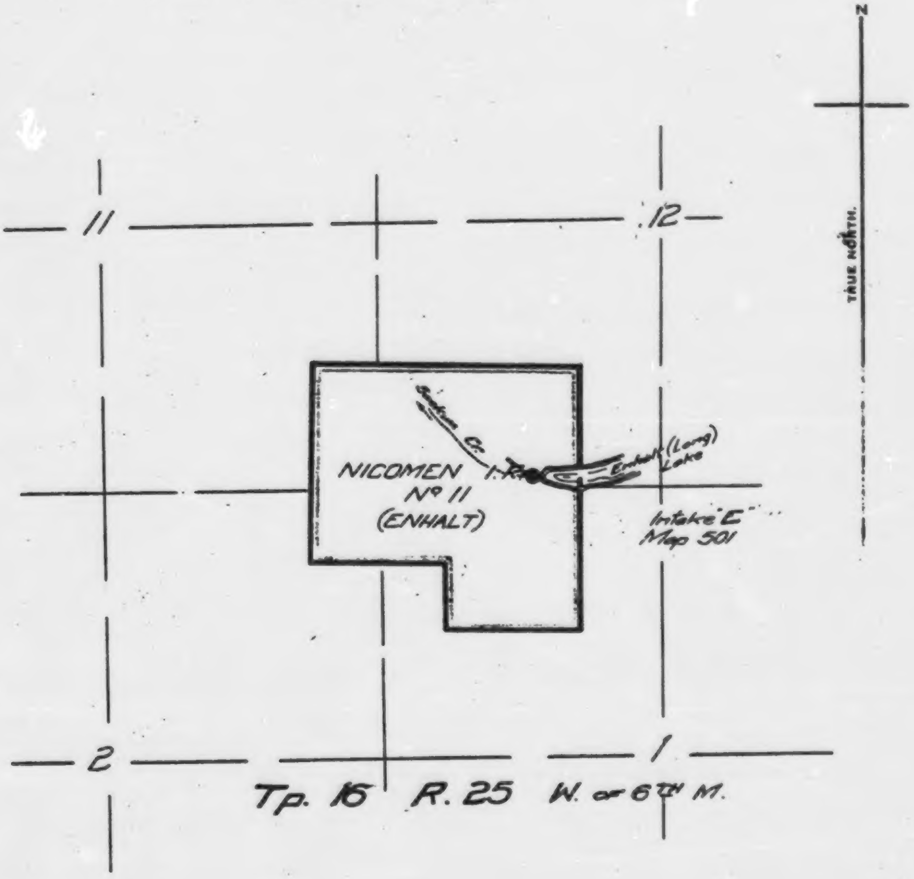
ORIGINAL

British Columbia

To accompany Board Order No. 6594

ASHCROFT WATER DISTRICT.

Scale, 20 Chains to 1 Inch.


N
TRUE NORTH.
11
12
2
1
NICOMEN I.R.
Nº 11
(ENHALT)
Enhalt (Long) Lake
Intake "E"
Map 501
Tp. 16 R. 25 W. of 6th M.

LEGEND
Intake ●
Ditch ———— – ————
Road
The boundaries of the land to which this licence is appurtenant are shown shaded.
26 acres within the said boundaries are claimed to be irrigable.

Description of Works constructed Ditches.

Signature J.S. Alexander
J.E. Lane 3rd Nov 1924
(C.L. 7796) B.O. 6594
File 25-7-I.R.
26-7-I.R.

EXHIBIT "A" R.B.

250-124-4837

PROVINCE OF BRITISH COLUMBIA. **WATER RIGHTS BRANCH.** DEPARTMENT OF LANDS.

DETERMINATION AND ORDER

(FOR A CONDITIONAL WATER LICENCE FOR IRRIGATION PURPOSES.)

BY THE BOARD OF INVESTIGATION
UNDER THE "WATER ACT, 1914."

In the Matter of the Claims of the Department of Indian Affairs to Rights to the Use of the Waters

of Enhalt (Long) Lake in S.W.¼ Sec.12, Tp.16, R.25, W.6th.

in the neighbourhood of Spences Bridge, in the

Ashcroft Water District.

NOW, on the 15th day of July, 1921, the above-entitled matter coming on regularly for final hearing before the Board of Investigation; due notice having been given of the time and place of hearing; all and every the steps required under the Act to be taken by the Board before a determination of the said rights and claims should be made having been taken; all evidence, testimony, and proofs filed with the Board or presented in the above-entitled matter having been duly considered; a quorum of the Board being present at the hearing; and the Board being now fully advised in the premises, determines with respect to the said claims (which are on file and designated as Indian File No. 25-7-1) that, on the 26th day of September, 1888, there was filed in the office of the Dominion Lands Agent at New Westminster, B. C., a bona fide application for a record of water from Enhalt (Long) Lake in S.W.¼ Sec.12, Tp.16, R.25, for use on Enhalt Indian Reserve (No.11, Nicomen) and that water from the said lake has been used for beneficial purposes on the said Indian Reserve.

Form 586. W.R.B.—500-124-87

Order No. 6594.

ORIGINAL

2. The claims of the Department of Indian affairs with respect to the said waters are allowed by the Board to the extent hereinafter specified, and the Comptroller of Water Rights is hereby directed to issue a conditional licence in respect thereof embodying the following terms and conditions:—

(*a.*) The sources of the water supply is Enhalt (Long) Lake in S.W.¼ Sec.12, Tp.16, R.25, W.6th.

(*b.*) The point~~s~~ of diversion from the said source~~s~~ ~~are~~ is located as shown in the exhibit marked "A" hereto attached, which is incorporated herewith and made a part hereof, the original of which exhibit is on file in the office of the Comptroller of Water Rights, Parliament Buildings, Victoria, B.C.

(*c.*) The date ~~for~~ from which the said licence shall take precedence is 26th September, 1888.

(*d.*) The purpose for which the water is to be used is irrigation.

(*e.*) The maximum quantity of water per annum which may be used when irrigation is extended to all the lands mentioned in subclause (*g*) of this clause, until lawfully altered, is 78 acre-feet, and the maximum quantity of water which may be used per annum on each acre actually irrigated until lawfully altered is 3 acre-feet: Provided that where sources of supply other than those named in subclause (*a*) hereof are drawn upon for the irrigation of a part or all of the same lands as are described in subclause (*g*) hereof, the maximum quantity of water which may be used under the licence hereby directed to be issued shall be reduced by the quantity which the licensee may be entitled to use from said other sources of supply: Provided further that when the Engineer of the Water District has accumulated the requisite hydrographic data for determining to the satisfaction of the Comptroller the *pro rata* part of the said total quantity to be apportioned to the licence hereby directed to be issued, the Comptroller shall require the surrender of the licence, and shall amend the same by stating the particular quantity to which the licensee is entitled from the particular sources named therein.

(*f.*) The period of the year during which the water may be used is between the first day of April and the thirtieth day of September.

(*g.*) The water may be used on Enhalt Indian Reserve (No.11, Nicomen) of which 26 acres are said to be irrigable. The extent and location of the said irrigable lands are more particularly shown in the said Exhibit "A."

(*h.*) The works which are required to be constructed before the issue of a final licence are the clearing, stumping, and levelling of the irrigable lands on the said reserve and the additional works required for conducting thereto the maximum quantity of water hereby authorized to be diverted.

(*i.*) The execution of the said works shall be commenced or resumed on or before the first day of June, 192~~1~~6, and shall be prosecuted with due diligence and in a workmanlike manner and to the satisfaction of the Comptroller of Water Rights.

(*j.*) The said works shall be completed and the quantity of water to which the licensee is entitled beneficially used for the purpose set out in the licence on or before the first day of November, 1930.

(*k.*) Before any change is made in the said works which would be a material deviation from the plans as approved or the works as accepted by the Comptroller, plans of such proposed change must be filed with the Comptroller and approved by him.

Board Order No. 6594.

ORIGINAL

(*l.*) The nature and the extent of the incidental uses permitted under the licence are: For domestic purposes, the use of 1,000 gallons a day of water from any or all the said sources of supply during the whole of the year; and for storage purpose, such quantity of water (not exceeding ———————— acre-feet) as, together with the natural flow-water used hereunder, will be necessary to secure to the licensee the quantity granted hereunder. The water which may be so stored shall be that of ———————— and it may be stored (accumulated) in a reservoir at ———————— between the first day of October in each year and the first day of June in the succeeding year, and may be used as provided for in subclauses (*d*), (*e*), and (*f*) of this clause, but such uses shall not enlarge the quantity of water allowed by subclause (*e*) hereof.

(*m.*) The Board may extend the time for the commencement, resumption, or completion of the execution of the works on being satisfied that it is in the public interest and that it will not injuriously affect the rights of any licensee.

(*n.*) The licence shall not in any way be deemed to be a final licence for the use of water, but shall have the effect only of a conditional licence issued under Part V. of the "Water Act, 1914," and shall be subject to all the provisions of the said Act, including the filing of proof of the completion of the said works and the putting of the water to such beneficial use within the time limited by the provisions of section 117 of the said Act.

3. Pending the issue of the licence hereby authorized to be issued, the terms and conditions of this order shall govern the respective rights of the record-holders or claimants affected thereby.

Made and entered this 3rd day of November, 1924

THE BOARD OF INVESTIGATION.

By J S Alexander, ~~*Chairman.*~~ Member.

and J. E. Lane, *Member.*

Form 281, W.R.B.—2,000-12-20.

Order No. 6594.

ORIGINAL

PROVINCE OF
BRITISH COLUMBIA

WATER RIGHTS BRANCH

DEPARTMENT OF
LANDS

CANCELLATION ORDER

IN THE MATTER OF Conditional Water Licence No. 7796, dated the 3rd day of November, 1924, granted to the Department of Indian Affairs and authorizing the diversion of 78 acre-feet per annum of water from Enhalt (Long) lake, for irrigation and incidentally domestic purpose on the Enhalt Indian Reserve (No.11 Nicomen).

....

BEFORE THE WATER BOARD.

Upon reading the notice dated 19th December, 1931, sent to the licensee under the above-mentioned licence, and hearing Mr. C.C. Perry, Mr. C.E. Webb and Mr. A.H. Barber on behalf of the said licensee,

The Board finds that the alleged grounds for cancellation set out in the aforesaid notice are substantiated.

THE BOARD HEREBY CANCELS said Conditional Water Licence No. 7796.

DATED at Victoria, B.C. this 14th day of January, 1933.

THE WATER BOARD.

J.E. Crane Chairman.
J.C. Macdonald Member.
E. Davis Member.

File 25-7-1.

Board Order No. 12480.

PROVINCE OF BRITISH COLUMBIA. **WATER RIGHTS BRANCH.** DEPARTMENT OF LANDS.

CONDITIONAL WATER LICENCE.

(For an Irrigation Purpose.)

WHEREAS the Board of Investigation, constituted and acting under the "Water Act, 1914," duly held an investigation respecting the water set out in the order No. 6712, duplicate of which is hereto attached, and in the said order directed the Comptroller of Water Rights to issue a conditional licence in respect of the particular record and claim respectively set out therein, and further therein named the terms and conditions to be embodied in the said licence:

NOW, THEREFORE, I, Comptroller of Water Rights of the Province of British Columbia, in pursuance of the said order and in conformity with the "Water Act, 1914," issue this conditional licence, and declare the rights in and to the use of the said waters held under the said record in respect of the said claim to be such as are set out in the said order; and the terms and conditions of the said order and any exhibits which are therewith incorporated are hereby incorporated herewith and form a part hereof. This licence is appurtenant to **Skaynaneichst Indian Reserve (No.12, Nicomen).**

Cancelled by BO 12479

File Destroyed 144

Made and entered this 3rd day of November, 1924

E A Cleveland
Comptroller of Water Rights.

No. 7797

Form No. 1006, W.R.B. (Licence in respect of Board Order)—1,500-1-23—504.

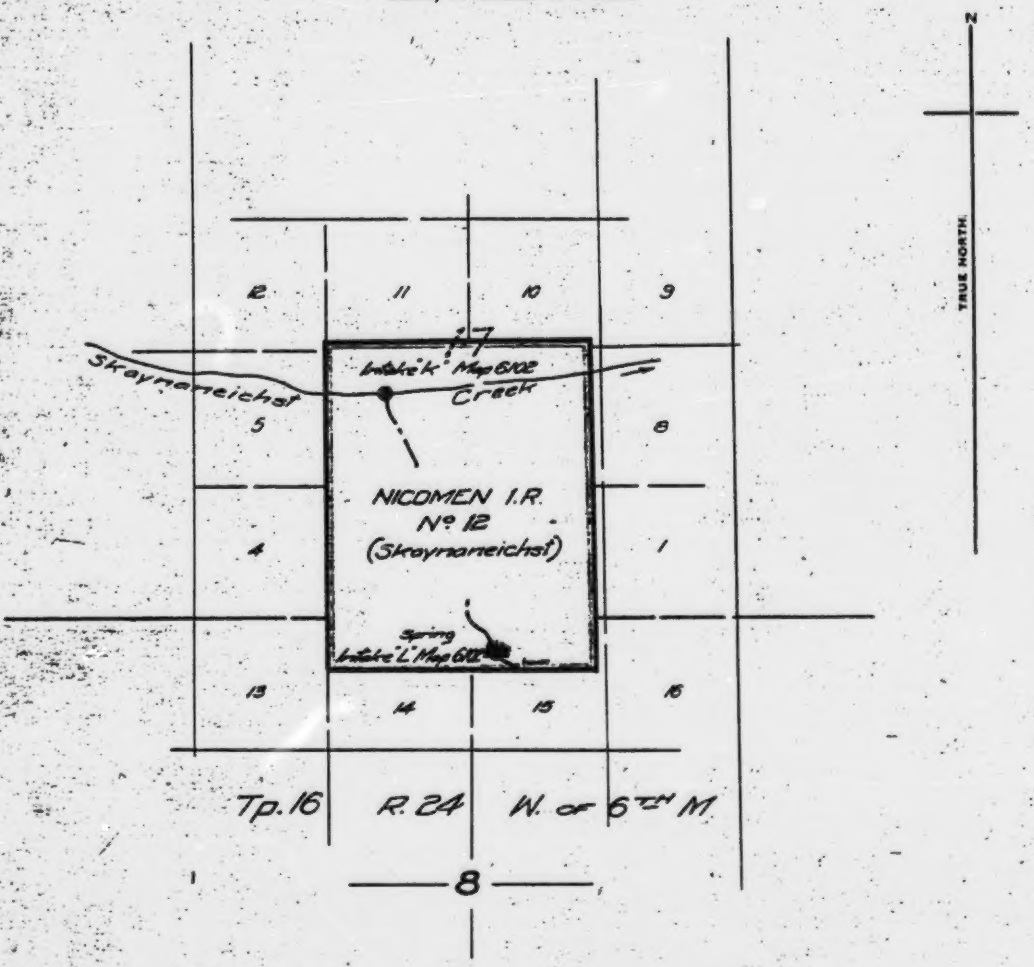
ORIGINAL.

British Columbia

To accompany Board Order No. 6712

NICOLA ——— WATER DISTRICT.

Scale, 20 Chains to 1 Inch.


N
TRUE NORTH.
12
11
10
9
17
Intake "K" Map 6102
Skoynaneichst Creek
5
8
NICOMEN I.R.
Nº 12
(Skoynaneichst)
4
1
Spring
Intake "L" Map 6102
13
14
15
16
Tp. 16
R. 24
W. of 6th M.
8

LEGEND
Intake ●
Ditch ——— ———
Road
The boundaries of the land to which this licence is appurtenant are shown shaded.
113 acres within the said boundaries are claimed to be irrigable.

Description of Works constructed:
Ditches

Signature S.T. Alexander
J.E. Lane 3rd Nov 1924
(C.L. 7797) B.O. 6712
File 19-7-I.R.

EXHIBIT "A" R.B.

250-124-4837

PROVINCE OF
BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

DEPARTMENT OF
LANDS.

DETERMINATION AND ORDER.

(FOR A CONDITIONAL WATER LICENCE FOR IRRIGATION PURPOSES.)

BY THE BOARD OF INVESTIGATION
UNDER THE "WATER ACT, 1914."

In the Matter of the Claims of the Department of Indian Affairs to Rights to the Use of the Waters

of Skaynaneichat Creek, a tributary of Nicola River, and Spring

in the neighbourhood of Spences Bridge, in the

Nicola Water District.

NOW, on the 15th day of July, 1921, the above-entitled matter coming on regularly for final hearing before the Board of Investigation; due notice having been given of the time and place of hearing; all and every the steps required under the Act to be taken by the Board before a determination of the said rights and claims should be made having been taken; all evidence, testimony, and proofs filed with the Board or presented in the above-entitled matter having been duly considered; a quorum of the Board being present at the hearing; and the Board being now fully advised in the premises, determines with respect to the said claims (which are on file and designated as Indian File No. 19-7-11) that, on the 26th day of September, 1888, there was filed in the office of the Dominion Lands Agent at New Westminster, B.C., a bona fide application for a record of water from Skaynaneichat Creek, a tributary of Nicola River, and a spring, for use on the Skaynaneichat Indian Reserve (No.12, Nicomen) and that water from the said creek and spring has been used for beneficial purposes on the said Indian Reserve.

Form 386, W.R.B.--2,000-12-20.

Order No. 6712.

ORIGINAL

2. The claims of the Department of Indian affairs with respect to the said waters are allowed by the Board to the extent hereinafter specified, and the Comptroller of Water Rights is hereby directed to issue a conditional licence in respect thereof embodying the following terms and conditions:—

(*a*.) The sources of the water supply are Skaynaneichat Creek, a tributary of Nicola River, and a spring.

(*b*.) The points of diversion from the said sources are located as shown in the exhibit marked "A" hereto attached, which is incorporated herewith and made a part hereof, the original of which exhibit is on file in the office of the Comptroller of Water Rights, Parliament Buildings, Victoria, B.C.

(*c*.) The date ~~for~~ from which the said licence shall take precedence is 26th September, 1888.

(*d*.) The purpose for which the water is to be used is irrigation.

(*e*.) The maximum quantity of water per annum which may be used when irrigation is extended to all the lands mentioned in subclause (*g*) of this clause, until lawfully altered, is 339 acre-feet, and the maximum quantity of water which may be used per annum on each acre actually irrigated until lawfully altered is 3 acre-feet: Provided that where sources of supply other than those named in subclause (*a*) hereof are drawn upon for the irrigation of a part or all of the same lands as are described in subclause (*g*) hereof, the maximum quantity of water which may be used under the licence hereby directed to be issued shall be reduced by the quantity which the licensee may be entitled to use from said other sources of supply: Provided further that when the Engineer of the Water District has accumulated the requisite hydrographic data for determining to the satisfaction of the Comptroller the *pro rata* part of the said total quantity to be apportioned to the licence hereby directed to be issued, the Comptroller shall require the surrender of the licence, and shall amend the same by stating the particular quantity to which the licensee is entitled from the particular sources named therein.

(*f*.) The period of the year during which the water may be used is between the first day of April and the thirtieth day of September.

(*g*.) The water may be used on the Skaynaneichat Indian Reserve (No.12, Nicomen) of which 113 acres are said to be irrigable. The extent and location of the said irrigable lands are more particularly shown in the said Exhibit "A."

(*h*.) The works which are required to be constructed before the issue of a final licence are the clearing, stumping, and levelling of the irrigable lands on the said reserve and the additional works required for conducting thereto the maximum quantity of water hereby authorized to be diverted.

(*i*.) The execution of the said works shall be commenced or resumed on or before the first day of June, 192~~4~~6, and shall be prosecuted with due diligence and in a workmanlike manner and to the satisfaction of the Comptroller of Water Rights.

(*j*.) The said works shall be completed and the quantity of water to which the licensee is entitled beneficially used for the purpose set out in the licence on or before the first day of November, 1930.

(*k*.) Before any change is made in the said works which would be a material deviation from the plans as approved or the works as accepted by the Comptroller, plans of such proposed change must be filed with the Comptroller and approved by him.

Board Order No.6712.

ORIGINAL

(*l*.) The nature and the extent of the incidental uses permitted under the licence are: For domestic purposes, the use of 1,000 gallons a day of water from any or all the said sources of supply during the whole of the year; and for storage purpose, such quantity of water (not exceeding ---------------------------- acre-feet) as, together with the natural flow-water used hereunder, will be necessary to secure to the licensee the quantity granted hereunder. The water which may be so stored shall be that of ----------------------- and it may be stored (accumulated) in a reservoir at --- between the first day of October in each year and the first day of June in the succeeding year, and may be used as provided for in subclauses (*d*), (*e*), and (*f*) of this clause, but such uses shall not enlarge the quantity of water allowed by subclause (*e*) hereof.

(*m*.) The Board may extend the time for the commencement, resumption, or completion of the execution of the works on being satisfied that it is in the public interest and that it will not injuriously affect the rights of any licensee.

(*n*.) The licence shall not in any way be deemed to be a final licence for the use of water, but shall have the effect only of a conditional licence issued under Part V. of the "Water Act, 1914," and shall be subject to all the provisions of the said Act, including the filing of proof of the completion of the said works and the putting of the water to such beneficial use within the time limited by the provisions of section 117 of the said Act.

3. Pending the issue of the licence hereby authorized to be issued, the terms and conditions of this order shall govern the respective rights of the record-holders or claimants affected thereby.

Made and entered this 3rd day of November, 1922

THE BOARD OF INVESTIGATION.

By J. F. Alexander, ~~Chairman~~. Member.

and J. B. Lane, *Member*.

Form. 387. W.R.B.—2,000-12-20.

Order No. 6712.

ORIGINAL

PROVINCE OF BRITISH COLUMBIA

WATER RIGHTS BRANCH

DEPARTMENT OF LANDS

CANCELLATION ORDER

IN THE MATTER OF Conditional Water Licence No. 7797, dated the 3rd day of November, 1924, granted to the Department of Indian Affairs, and authorizing the diversion of 339 acre-feet per annum of water from Skaynaneichat creek, a tributary of Nicola river, for irrigation and incidentally domestic purpose on the Skaynaneichat Indian Reserve (No.12, Nicomen).

....

BEFORE THE WATER BOARD.

Upon reading the notice dated 19th December, 1931, sent to the licensee under the above-mentioned licence, and hearing Mr. C.C. Perry, Mr. C.E. Webb and Mr. A.H. Barber on behalf of the said licensee,

The Board finds that the alleged grounds for cancellation set out in the aforesaid notice are substantiated.

THE BOARD HEREBY CANCELS said Conditional Water Licence No. 7797.

DATED at Victoria, B.C. this 14th day of January, 1933.

THE WATER BOARD.

J.E. Lane Chairman.

J. Macdonald Member.

E. Davis Member.

File # 19-7-1.

Board Order No. 12479.

ORIGINAL

PROVINCE OF BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

DEPARTMENT OF LANDS.

CONDITIONAL WATER LICENCE.

(For an **Irrigation** Purpose.)

WHEREAS the Board of Investigation, constituted and acting under the "Water Act, 1914," duly held an investigation respecting the water set out in the order No. 6699, duplicate of which is hereto attached, and in the said order directed the Comptroller of Water Rights to issue a conditional licence in respect of the particular record and claim respectively set out therein, and further therein named the terms and conditions to be embodied in the said licence:

NOW, THEREFORE, I, Comptroller of Water Rights of the Province of British Columbia, in pursuance of the said order and in conformity with the "Water Act, 1914," issue this conditional licence, and declare the rights in and to the use of the said waters held under the said record in respect of the said claim to be such as are set out in the said order; and the terms and conditions of the said order and any exhibits which are therewith incorporated are hereby incorporated herewith and form a part hereof. This licence is appurtenant to **Naykikoulth Indian Reserve (No.13, Nicomen).**

Cancelled by B.O. 12481

F/d Oct. 1st '44

Made and entered this 3rd day of November, 192

E. A. Cleveland
Comptroller of Water Rights.

No. 7798

Form No. 1006, W.R.B. (Licence in respect of Board Order)—1,500-1-23—504.

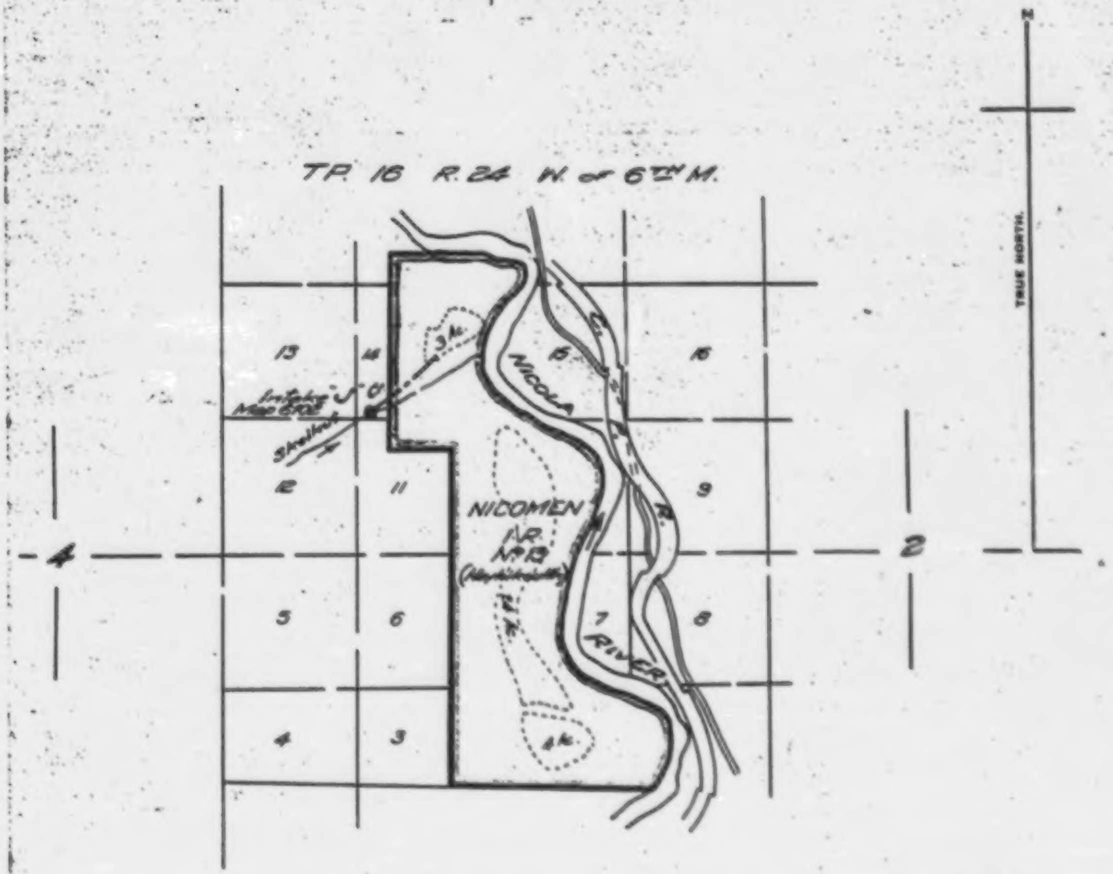
ORIGINAL

British Columbia

To accompany Board Order No. 6699

NICOLA ——— WATER DISTRICT.

Scale, 20 Chains to 1 Inch.


TP. 16 R. 24 W. of 6th M.
N
TRUE NORTH
13
14
15
16
12
11
9
5
6
7
8
4
3
4
2
Intake "J" 01
Map 6103
Shellock
3 Ac.
4 Ac.
NICOLA
RIVER
R.
NICOMEN
I.R.
No 13

LEGEND

Intake ●

Ditch —— • ——

Road

The boundaries of the land to which this licence is appurtenant are shown shaded.

31 acres within the said boundaries are claimed to be irrigable.

Description of Works constructed Ditch

Signature J S Alexander

J B Lane 3 Nov 1924

(C.L. 7798) B.O. 6699

File 12. 7. I.R.

13. 7. I.R.

EXHIBIT "A" R.B.

250-124-4837

PROVINCE OF BRITISH COLUMBIA

WATER RIGHTS BRANCH.

DEPARTMENT OF LANDS.

DETERMINATION AND ORDER.

(FOR A CONDITIONAL WATER LICENCE FOR IRRIGATION PURPOSES.)

BY THE BOARD OF INVESTIGATION
UNDER THE "WATER ACT, 1914."

In the Matter of the Claims of the Department of Indian Affairs to Rights to the Use of the Waters

of Skeikut Creek, a tributary of Nicola River,

in the neighbourhood of Spences Bridge, in the

Nicola Water District.

NOW, on the 15th day of July, 1921, the above-entitled matter coming on regularly for final hearing before the Board of Investigation; due notice having been given of the time and place of hearing; all and every the steps required under the Act to be taken by the Board before a determination of the said rights and claims should be made having been taken; all evidence, testimony, and proofs filed with the Board or presented in the above-entitled matter having been duly considered; a quorum of the Board being present at the hearing; and the Board being now fully advised in the premises, determines with respect to the said claims (which are on file and designated as Indian File Nos. 12 and 13-7-1, that, on the 26th day of September, 1888, there was filed in the office of the Dominion Lands Agent at New Westminster, B.C., a bona fide application for a record of water from Skeikut (or Nikikou) Creek, a tributary of Nicola River, for use on the Naykikoulth Indian Reserve (No.13, Nicomen) and that water from the said creek has been used for beneficial purposes on the said Indian Reserve.

Form 586, W.R.B.—2,000-12-20.

Order No. 6699.

ORIGINAL

2. The claims of the Department of Indian affairs with respect to the said waters are allowed by the Board to the extent hereinafter specified, and the Comptroller of Water Rights is hereby directed to issue a conditional licence in respect thereof embodying the following terms and conditions:—

(*a.*) The source~~s~~ of the water supply is Skeikut Creek, a tributary of Nicola River.

(*b.*) The point~~s~~ of diversion from the said sources ~~are~~ is located as shown in the exhibit marked "A" hereto attached, which is incorporated herewith and made a part hereof, the original of which exhibit is on file in the office of the Comptroller of Water Rights, Parliament Buildings, Victoria, B.C.

(*c.*) The date ~~as~~ from which the said licence shall take precedence is 26th September, 1888.

(*d.*) The purpose for which the water is to be used is irrigation.

(*e.*) The maximum quantity of water per annum which may be used when irrigation is extended to all the lands mentioned in subclause (*g*) of this clause, until lawfully altered, is 93 acre-feet, and the maximum quantity of water which may be used per annum on each acre actually irrigated until lawfully altered, is 3 acre-feet: Provided that where sources of supply other than those named in subclause (*a*) hereof are drawn upon for the irrigation of a part or all of the same lands as are described in subclause (*g*) hereof, the maximum quantity of water which may be used under the licence hereby directed to be issued shall be reduced by the quantity which the licensee may be entitled to use from said other sources of supply: Provided further that when the Engineer of the Water District has accumulated the requisite hydrographic data for determining to the satisfaction of the Comptroller the *pro rata* part of the said total quantity to be apportioned to the licence hereby directed to be issued, the Comptroller shall require the surrender of the licence, and shall amend the same by stating the particular quantity to which the licensee is entitled from the particular sources named therein.

(*f.*) The period of the year during which the water may be used is between the first day of April and the thirtieth day of September.

(*g.*) The water may be used on the Naykikoulth Indian Reserve (No.13, Nicomen) of which 31 acres are said to be irrigable. The extent and location of the said irrigable lands are more particularly shown in the said Exhibit "A."

(*h.*) The works which are required to be constructed before the issue of a final licence are the clearing, stumping, and levelling of the irrigable lands on the said reserve and the additional works required for conducting thereto the maximum quantity of water hereby authorized to be diverted.

(*i.*) The execution of the said works shall be commenced or resumed on or before the first day of June, 192~~4~~5, and shall be prosecuted with due diligence and in a workmanlike manner and to the satisfaction of the Comptroller of Water Rights.

(*j.*) The said works shall be completed and the quantity of water to which the licensee is entitled beneficially used for the purpose set out in the licence on or before the first day of November, 1930.

(*k.*) Before any change is made in the said works which would be a material deviation from the plans as approved or the works as accepted by the Comptroller, plans of such proposed change must be filed with the Comptroller and approved by him.

Board Order No.6699.

ORIGINAL

(*l.*) The nature and the extent of the incidental uses permitted under the licence are: For domestic purposes, the use of 500 gallons a day of water from any or all the said sources of supply during the whole of the year; and for storage purpose, such quantity of water (not exceeding ---------------------------- acre-feet) as, together with the natural flow-water used hereunder, will be necessary to secure to the licensee the quantity granted hereunder. The water which may be so stored shall be that of ---------------------- and it may be stored (accumulated) in a reservoir at -- --- between the first day of October in each year and the first day of June in the succeeding year, and may be used as provided for in subclauses (*d*), (*e*), and (*f*) of this clause, but such uses shall not enlarge the quantity of water allowed by subclause (*c*) hereof.

(*m.*) The Board may extend the time for the commencement, resumption, or completion of the execution of the works on being satisfied that it is in the public interest and that it will not injuriously affect the rights of any licensee.

(*n.*) The licence shall not in any way be deemed to be a final licence for the use of water, but shall have the effect only of a conditional licence issued under Part V. of the "Water Act, 1914," and shall be subject to all the provisions of the said Act, including the filing of proof of the completion of the said works and the putting of the water to such beneficial use within the time limited by the provisions of section 117 of the said Act.

3. Pending the issue of the licence hereby authorized to be issued, the terms and conditions of this order shall govern the respective rights of the record-holders or claimants affected thereby.

Made and entered this 2nd day of November, 1924

THE BOARD OF INVESTIGATION.

By J.S.T. Alexander, ~~Chairman~~. **Member.**

and J. Shane, *Member.*

Form 387. W.R.B.—2,000-12-20.

Order No. 6699.

ORIGINAL

PROVINCE OF
BRITISH COLUMBIA

WATER RIGHTS BRANCH

DEPARTMENT OF
LANDS

CANCELLATION ORDER

IN THE MATTER OF Conditional Water Licence No. 7798, dated the 3rd day of November, 1924, granted to the Department of Indian Affairs and authorizing the diversion of 93 acre-feet per annum of water from Skeikut creek, a tributary of Nicola river, for irrigation and incidentally domestic purpose on the Naykikoulth Indian Reserve (No.13, Nicomen).

....

BEFORE THE WATER BOARD.

Upon reading the notice dated 19th December, 1931, sent to the licensee under the above-mentioned licence, and hearing Mr. C.C. Perry, Mr. C.E. Webb and Mr. A.H. Barber on behalf of the said licensee,

The Board finds that the alleged grounds for cancellation set out in the aforesaid notice are substantiated.

THE BOARD HEREBY CANCELS said Conditional Water Licence No. 7798.

DATED at Victoria, B.C. this 14th day of January, 1933.

THE WATER BOARD.

J.E. Lane Chairman.

J. Macdonald Member.

E. Davis Member.

File #12-7-1.

Board Order No. 12481.

PROVINCE OF BRITISH COLUMBIA. **WATER RIGHTS BRANCH.** DEPARTMENT OF LANDS.

CONDITIONAL WATER LICENCE.

(For an Irrigation Purpose.)

WHEREAS the Board of Investigation, constituted and acting under the "Water Act, ~~1914~~," duly held an investigation respecting the water set out in the order No. 6593, duplicate of which is hereto attached, and in the said order directed the Comptroller of Water Rights to issue a conditional licence in respect of the particular record and claim respectively set out therein, and further therein named the terms and conditions to be embodied in the said licence:

NOW, THEREFORE, I, Comptroller of Water Rights of the Province of British Columbia, in pursuance of the said order and in conformity with the "Water Act, ~~1914~~," issue this conditional licence, and declare the rights in and to the use of the said waters held under the said record in respect of the said claim to be such as are set out in the said order; and the terms and conditions of the said order and any exhibits which are therewith incorporated are hereby incorporated herewith and form a part hereof. This licence is appurtenant to **Sackum Indian Reserve (No.3, Nicomen).**

File Destroyed 1945

CANCELLED - Sec. 44

[illegible]

Made and entered this 10th day of December, 1924

E A Cleveland
Comptroller of Water Rights.

No. 7893

Form No. 1006, W.R.B. (Licence in respect of Board Order)—500-324-8764

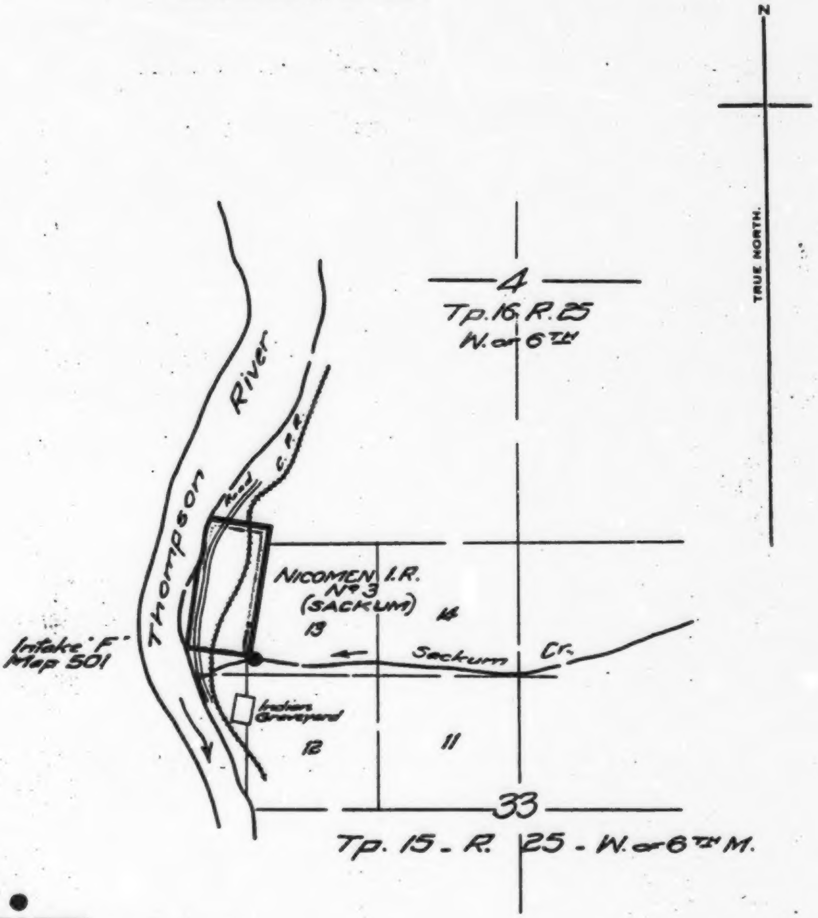
ORIGINAL.

British Columbia

To accompany Board Order No. 6593

ASHCROFT ——— WATER DISTRICT.

Scale, 20 Chains to 1 Inch.


N
TRUE NORTH.
4
Tp. 16 R. 25
W. of 6th
Thompson River
Road
C.P.R.
NICOMEN I.R.
No. 3
(SACKUM)
13
14
Intake "F"
Map 501
Sackum Cr.
Indian Graveyard
12
11
33
Tp. 15 - R. 25 - W. of 6th M.

LEGEND

Intake ●

Ditch —·—

The boundaries of the land to which this licence is appurtenant are shown shaded & 4 acres within the said boundaries are claimed to be irrigable.

Description of works constructed:— Ditch

LEGEND

Intake

Ditch

Road

The boundaries of the land to which this licence is appurtenant are shown shaded.
acres within the said boundaries are claimed to be irrigable.

G.R.F.
B.J.H.

Description of Work

Signature J.T. Alexander

J.F. Shane 19 Dec. 1934

(C.L. 7893)

B.O. 6593
File 28-7-1

EXHIBIT "A" R.B.

250-124-6837

PROVINCE OF BRITISH COLUMBIA

WATER RIGHTS BRANCH.

DEPARTMENT OF LANDS.

DETERMINATION AND ORDER

(FOR A CONDITIONAL WATER LICENCE FOR IRRIGATION PURPOSES.)

BY THE BOARD OF INVESTIGATION
UNDER THE "WATER ACT, ~~1914.~~"

In the Matter of the Claims of the Department of Indian Affairs to Rights to the Use of the Waters

of Sackum Creek, a tributary of Thompson River,

in the neighbourhood of Spences Bridge, in the

Ashcroft Water District.

NOW, on the 15th day of July, 1921, the above-entitled matter coming on regularly for final hearing before the Board of Investigation; due notice having been given of the time and place of hearing; all and every the steps required under the Act to be taken by the Board before a determination of the said rights and claims should be made having been taken; all evidence, testimony, and proofs filed with the Board or presented in the above-entitled matter having been duly considered; a quorum of the Board being present at the hearing; and the Board being now fully advised in the premises, determines with respect to the said claims (which are on file and designated as Indian File No. 28-7-1) that, on the 26th day of September, 1888, there was filed in the office of the Dominion Lands Agent at New Westminster, B.C., a bona fide application for a record of water from Sackum Creek, a tributary of Thompson River, for use on the Sackum Indian Reserve (No.3, Nicomen) and that water from the said creek has been used for beneficial purposes on the said Indian Reserve.

Form 156, W.R.B.—100-124-57

Order No. 6593.

ORIGINAL

2. The claims of the Department of Indian affairs with respect to the said waters are allowed by the Board to the extent hereinafter specified, and the Comptroller of Water Rights is hereby directed to issue a conditional licence in respect thereof embodying the following terms and conditions:—

(a.) The source~~s~~ of the water supply is Sackum Creek, a tributary of Thompson River.

(b.) The point~~s~~ of diversion from the said source~~s~~ ~~are~~ is located as shown in the exhibit marked "A" hereto attached, which is incorporated herewith and made a part hereof, the original of which exhibit is on file in the office of the Comptroller of Water Rights, Parliament Buildings, Victoria, B.C.

(c.) The date ~~to~~ from which the said licence shall take precedence is 26th September, 1888.

(d.) The purpose for which the water is to be used is irrigation.

(e.) The maximum quantity of water per annum which may be used when irrigation is extended to all the lands mentioned in subclause (*g*) of this clause, until lawfully altered, is 12 acre-feet, and the maximum quantity of water which may be used per annum on each acre actually irrigated until lawfully altered is 3 acre-feet: Provided that where sources of supply other than those named in subclause (*a*) hereof are drawn upon for the irrigation of a part or all of the same lands as are described in subclause (*g*) hereof, the maximum quantity of water which may be used under the licence hereby directed to be issued shall be reduced by the quantity which the licensee may be entitled to use from said other sources of supply: Provided further that when the Engineer of the Water District has accumulated the requisite hydrographic data for determining to the satisfaction of the Comptroller the *pro rata* part of the said total quantity to be apportioned to the licence hereby directed to be issued, the Comptroller shall require the surrender of the licence, and shall amend the same by stating the particular quantity to which the licensee is entitled from the particular sources named therein.

(f.) The period of the year during which the water may be used is between the first day of April and the thirtieth day of September.

(g.) The water may be used on the Sackum Indian Reserve (No.3. Nicomen) of which 4 acres are said to be irrigable. The extent and location of the said irrigable lands are more particularly shown in the said Exhibit "A."

(h.) The works which are required to be constructed before the issue of a final licence are the clearing, stumping, and levelling of the irrigable lands on the said reserve and the additional works required for conducting thereto the maximum quantity of water hereby authorized to be diverted.

(i.) The execution of the said works shall be commenced or resumed on or before the first day of June, 1925, and shall be prosecuted with due diligence and in a workmanlike manner and to the satisfaction of the Comptroller of Water Rights.

(j.) The said works shall be completed and the quantity of water to which the licensee is entitled beneficially used for the purpose set out in the licence on or before the first day of November, 1930.

(k.) Before any change is made in the said works which would be a material deviation from the plans as approved or the works as accepted by the Comptroller, plans of such proposed change must be filed with the Comptroller and approved by him.

Form 587 (2), W.R.B.—1M-1024-7719

Board Order No.6593.

ORIGINAL

(*l.*) The nature and the extent of the incidental uses permitted under the licence are: For domestic purposes, the use of 500 gallons a day of water from any or all the said sources of supply during the whole of the year; and for storage purpose, such quantity of water (not exceeding ---------------- acre-feet) as, together with the natural flow-water used hereunder, will be necessary to secure to the licensee the quantity granted hereunder. The water which may be so stored shall be that of ---------------- and it may be stored (accumulated) in a reservoir at -- between the first day of October in each year and the first day of June in the succeeding year, and may be used as provided for in subclauses (*d*), (*e*), and (*f*) of this clause, but such uses shall not enlarge the quantity of water allowed by subclause (*c*) hereof.

(*m.*) The Board may extend the time for the commencement, resumption, or completion of the execution of the works on being satisfied that it is in the public interest and that it will not injuriously affect the rights of any licensee.

(*n.*) The licence shall not in any way be deemed to be a final licence for the use of water, but shall have the effect only of a conditional licence issued under Part ~~V~~ 2 of the "Water Act, ~~1914~~," and shall be subject to all the provisions of the said Act, including the filing of proof of the completion of the said works and the putting of the water to such beneficial use within the time limited by the provisions of section ~~117~~ 77 of the said Act.

3. Pending the issue of the licence hereby authorized to be issued, the terms and conditions of this order shall govern the respective rights of the record-holders or claimants affected thereby.

Made and entered this 19th day of December, 192[illegible]

THE BOARD OF INVESTIGATION.

By J T Alexander, Member. ~~Chairman~~

and J B Lane, *Member.*

Form 587 (3), W.R.B.—1M-1024-7710.

Order No. 6593.

WATER ACT

Section 74

IN THE MATTER OF Conditional Water Licence No. 7893, dated the 19th day of December, 1924, granted to the Department of Indian Affairs and authorizing the diversion and use of water from Sackum creek for irrigation and incidentally domestic purpose on Sackum Indian Reserve (No.3, Nicomen).

. . . .

Upon reading the Notice of cancellation dated the 20th day of December, 1932, and hearing Mr. C.E. Webb, Mr. C.C. Perry and Mr. A.H. Barber on behalf of the said licensee:

I make this Order holding said Conditional Water Licence No. 7893 to be null and void for the reason that the licensee under the said licence has failed to prove to my satisfaction that the construction of the works authorized under the said licence was begun within the time fixed, and prosecuted with due diligence, and that the said licensee has not begun, prosecuted, or completed the construction of the works under the said licence.

DATED at Victoria, B.C. this 24th day of January, 1933.

J. C. MacDonald
Comptroller of Water Rights.

File No. 28-7-1.

To: Indian Agent, Merritt, B.C.
C.E. Webb, Esq., Vancouver, B.C.
C.C. Perry, Asst.Indian Comm.for B.C., Victoria.

4A

ALL COMMUNICATIONS IN REFERENCE TO WATER
MATTERS SHOULD BE ADDRESSED TO
COMPTROLLER OF WATER RIGHTS,
PARLIAMENT BUILDINGS, VICTORIA, B.C.

THE GOVERNMENT OF
THE PROVINCE OF BRITISH COLUMBIA

VICTORIA, B.C.

DEPARTMENT OF LANDS
WATER RIGHTS BRANCH

WATER ACT

Section 7 4

CANCELLATION ORDER

BEFORE THE COMPTROLLER OF WATER RIGHTS:

In accordance with the notice of proposed cancellation dated the 24th day of January, 1933, Conditional Licence 7893 is hereby cancelled.

Dated at Victoria, B.C., this 20th day of September, 1934.

J. Macdonald
Comptroller of Water Rights.

File 28-7-1.

Copies sent
Indian [illegible]
[illegible]
[illegible]
1664605
[illegible]
CV 21/9/34

[illegible]—5M-634-7038

PROVINCE OF BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

DEPARTMENT OF LANDS.

CONDITIONAL WATER LICENCE.

Superintendent-General of Indian Affairs of Ottawa, Canada, is

hereby authorized to divert and use water as follows:—

(a.) The source of the water-supply is Sleetsis creek, tributary of Thompson river.

(b.) The point of diversion is located as shown on the attached plan.

(c.) The date from which this licence shall have precedence is 25th April, 1933.

(d.) The purpose for which the water is to be used is irrigation.

(e.) The maximum quantity of water which may be diverted is 87.5 acre feet per annum, and such additional quantity as the District Engineer may from time to time determine should be allowed for losses.

(f.) The period of the year during which the water may be used is 1st April to 30th September.

(g.) The land upon which the water is to be used is 35 acres of Nicomen Indian Reserve No. 5 (Klahkwit), as shown on the attached plan.

(h.) The works for the diversion and carriage of the water are ditch and flume, and shall be commenced on or before the 31st day of March 1935, and shall be completed and the water beneficially used on or before the 31st day of December, 1936.

(i.)

341
RW

Comptroller of Water Rights.

File No. 0112365. Date issued 20th November, 1934. Licence No. [illegible]

1

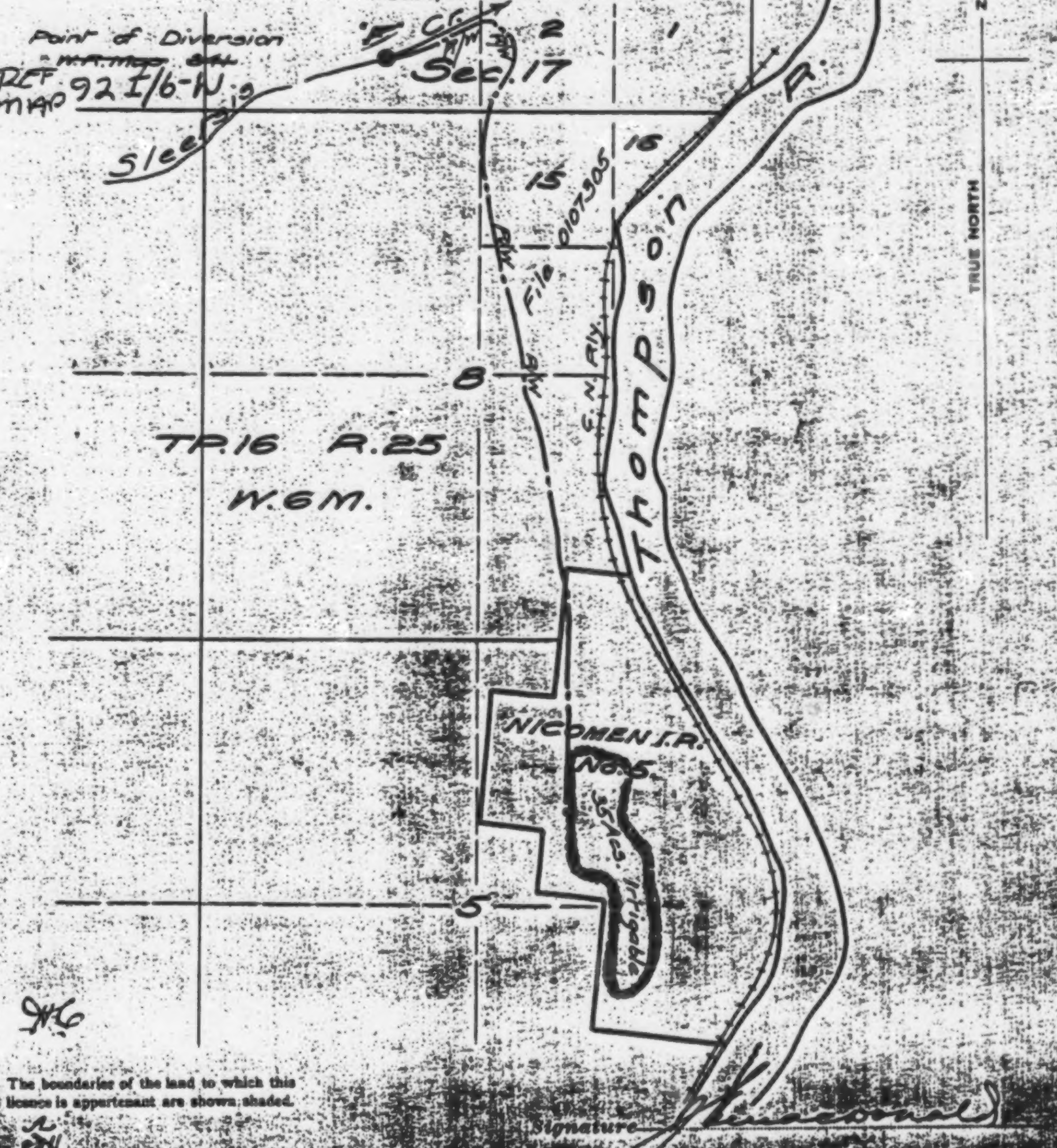
10/

British Columbia.

To accompany Conditional Licence No. 12276
and Permit for Right-of-Way over Crown Land

ASHCROFT WATER DISTRICT.

Scale, 20 Chains to 1 Inch.


Point of Diversion
~~W.R. Map 8H~~
REF MAP 92 I/6-W
Slee
F. Cr.
2
1
Sec. 17
R.
16
15
File 0107305
Rly.
8
C.N. Rly.
Thompson
TP. 16 R. 25
W. 6 M.
NICOMEN I.R.
No. 5
35 Acs. Irrigable
5
N
TRUE NORTH

The boundaries of the land to which this licence is appurtenant are shown shaded.

Signature

Date 20th Nov. 1924

For R/W see Ref. Map 88 (D-5)

C.L. 12276
File 0112365

EXHIBIT "A"

THE GOVERNMENT OF
THE PROVINCE OF BRITISH COLUMBIA

WATER RIGHTS BRANCH
DEPARTMENT OF LANDS AND FORESTS

ORDER

WATER ACT

Section 13

File No. 0112365

The provisions of the B. C. Water Act having been complied with and being satisfied that no person's rights will be affected, I hereby extend the time for the completion of the works and for making beneficial use of the water authorized under Conditional Water Licence No. 12276 , Sleetsis Creek to the 31st day of December, 1956.

(A.F.Paget)

Deputy Comptroller of Water Rights.

DATED at Victoria, B. C.,
this 19th day of
July ,
1954.

W.R.B. 42

12276

THE GOVERNMENT OF
THE PROVINCE OF BRITISH COLUMBIA

WATER RIGHTS BRANCH
DEPARTMENT OF LANDS AND FORESTS

ORDER

WATER ACT

Section 13

File No. 0112365

The provisions of the B. C. Water Act having been complied with and being satisfied that no person's rights will be affected, I hereby extend the time for the completion of the works and for making beneficial use of the water authorized under Conditional Water Licence No. 12276, **Sleetsis Creek,** to the 31st day of December, 1958.

V. Raudsepp,
Deputy Comptroller of Water Rights.

DATED at Victoria, B. C.,
this **12th** day of **April**, 1958.

W.R.B. 42

THE GOVERNMENT OF
THE PROVINCE OF BRITISH COLUMBIA

WATER RIGHTS BRANCH
DEPARTMENT OF LANDS AND FORESTS

ORDER

WATER ACT

Section 13

File No. 0112365

The provisions of the B. C. Water Act having been complied with and being satisfied that no person's rights will be affected, I hereby extend the time for the completion of the works and for making beneficial use of the water authorized under Conditional Water Licence No. **12276** , **Sleetsis Creek,** to the 31st day of December, 19**61**

V. Raudsepp,
Deputy Comptroller of Water Rights.

DATED at Victoria, B. C.,
this **30th** day of **June** , 1959.

W.R.B. 42

THE GOVERNMENT OF
THE PROVINCE OF BRITISH COLUMBIA

WATER RIGHTS BRANCH
DEPARTMENT OF LANDS, FORESTS, AND WATER RESOURCES

ORDER

WATER ACT

Section 15

File No. 0112365

The provisions of the B. C. Water Act having been complied with and being satisfied that no person's rights will be affected, I hereby extend the time for the completion of the works and for making beneficial use of the water authorized under Conditional Water Licence No. 12276 , Sleetsis Creek, to the 31st day of December, 1965.

Gordon J.A. Kidd,
Deputy Comptroller of Water Rights.

DATED at Victoria, B. C.,
this 28th day of April , 1964

W.R.B. 42

THE GOVERNMENT OF
THE PROVINCE OF BRITISH COLUMBIA

WATER RIGHTS BRANCH
DEPARTMENT OF LANDS, FORESTS, AND WATER RESOURCES

ORDER

WATER ACT

Section 15

File No. 0112365

The provisions of the B. C. Water Act having been complied with and being satisfied that no person's rights will be affected, I hereby extend the time for the completion of the works and for making beneficial use of the water authorized under Conditional Water Licence No. 12276 , **Sleetsis Creek**

to the 31st day of December, 1968.

AK Sutherland
A. K. Sutherland,
Deputy Comptroller of Water Rights.

DATED at Victoria, B. C.,
this **11th** day of **February** , 1966.

W.R.B. 42

WATER MANAGEMENT
BRANCH

BC ENVIRONMENT, LANDS
& PARKS

THE PROVINCE OF BRITISH COLUMBIA - WATER ACT

CONDITIONAL WATER LICENCE

NICOMEN INDIAN BAND of Box 328 Lytton BC VOK 1Z0

is hereby authorized to divert and use water as follows:

(a) The streams on which the rights are granted are Nicoamen River and Kykinalko Creek.

(b) The points of diversion are located as shown on the attached plan.

(c) The date from which this licence shall have precedence is 26th September, 1888.

(d) The purpose for which this licence is issued is irrigation.

(e) The maximum quantity of water which may be diverted for irrigation purpose is 207 acre-feet per annum.

(f) The period of the year during which the water may be used for irrigation purpose is 1st April to 30th September.

(g) The land upon which the water is to be used and to which this licence is appurtenant is Kykinalko Indian Reserve (No 2, Nicomen), of which 69 acres may be irrigated.

(h) The authorized works are diversion structures, pipe, ditches and sprinkler system, which shall be located approximately as shown on the attached plan.

(i) The construction of the said works shall be completed and the water beneficially used prior to the 31st December, 1996. Thereafter, the licensee shall continue to make regular beneficial use of water in the manner authorized herein.

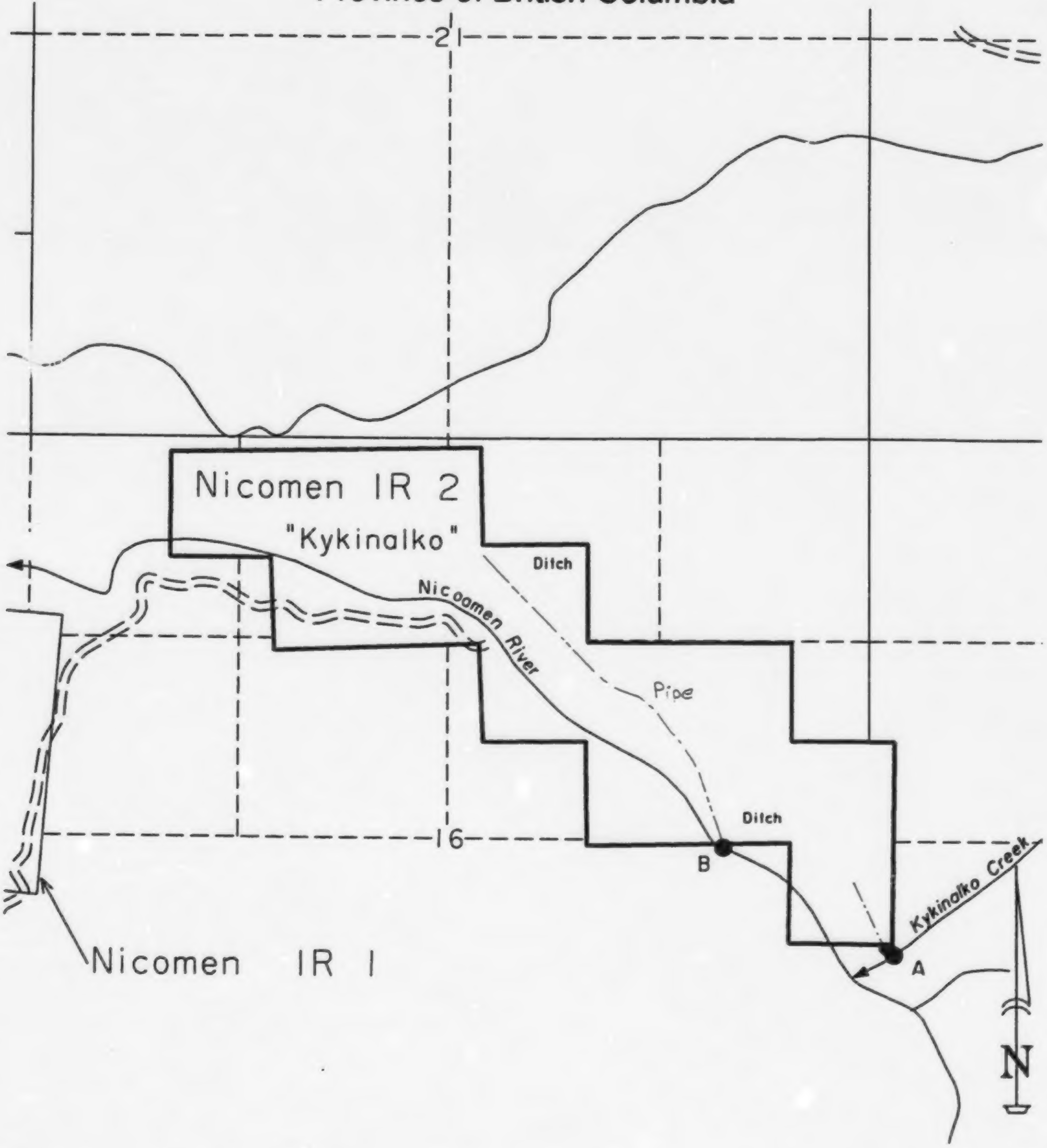
(j) The nature and extent of the incidental uses permitted under this licence is the use of 1000 gallons of water per day for domestic purpose from any or all the said sources of supply during the whole year, but shall not enlarge the quantity of water allowed under clause (e).

(k) This licence is issued in substitution of Conditional Water Licence 7793 under Section 15 of the Water Act.

A.D. Zackodnik
Regional Water Manager
Southern Interior Region

File No: 0241042 Date: February 8, 1995 CONDITIONAL WATER LICENCE 108216

Province of British Columbia


21
Nicomen IR 2
"Kykinalko"
Ditch
Nicoomen River
Pipe
16
Ditch
B
A
Kykinalko Creek
N
Nicomen IR 1

WATER DISTRICT : ASHCROFT
PRECINCT : LYTTON
LAND DISTRICT : LILLOOET

LEGEND

Scale : 1 : 10000
Point of Diversion : ●
Map Number : WR 92.1.024
Pipe : —·—·—
Permit over Crown Land : ≡≡≡≡≡≡

Signature: ____________
Date: February 8, 1995

C.L. 108216 for C.L. 7793
File 0241042
P.C.L. 21150

The boundaries of the land to which this licence is appurtenant are shown thus: ————

W.R.B. 2- .36-9939

PROVINCE OF
BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

DEPARTMENT OF
LANDS.

FINAL WATER LICENCE.

The Superintendent-General of Indian Affairs of Ottawa, Canada, is hereby authorized to divert and use water as follows:—

(*a.*) The source of the water-supply is **Thom creek**

a tributary of **Fraser river.**

(*b.*) The point of diversion from the stream is located as shown in the Exhibit marked "A" hereto attached.

(*c.*) The date from which this licence shall have precedence is **26th September, 1888.**

(*d.*) The purpose for which the water is to be used is **irrigation and domestic.**

(*e.*) The maximum quantity of water which may be diverted from the stream is **15 acre feet per annum of which quantity 1000 gallons a day may be used for domestic purpose.**

(*f.*) The period of the year during which the water may be used is **for irrigation is 1st April to 30th September and for domestic use the whole year.**

(*g.*) The land upon which the water may be used is **5 acres of Nicomen Indian Reserve No.1**

as shown in the said Exhibit "A."

(*h.*) The works for the diversion and the carriage of the water consist of **ditches.**

(*i.*) This licence is issued in substitution of Conditional Water Licence No. **7792.**

ENTERED ON
500

Date issued **April 20, 1937.**

Comptroller of Water Rights.

File No. 30-7-1

Licence No. 9967

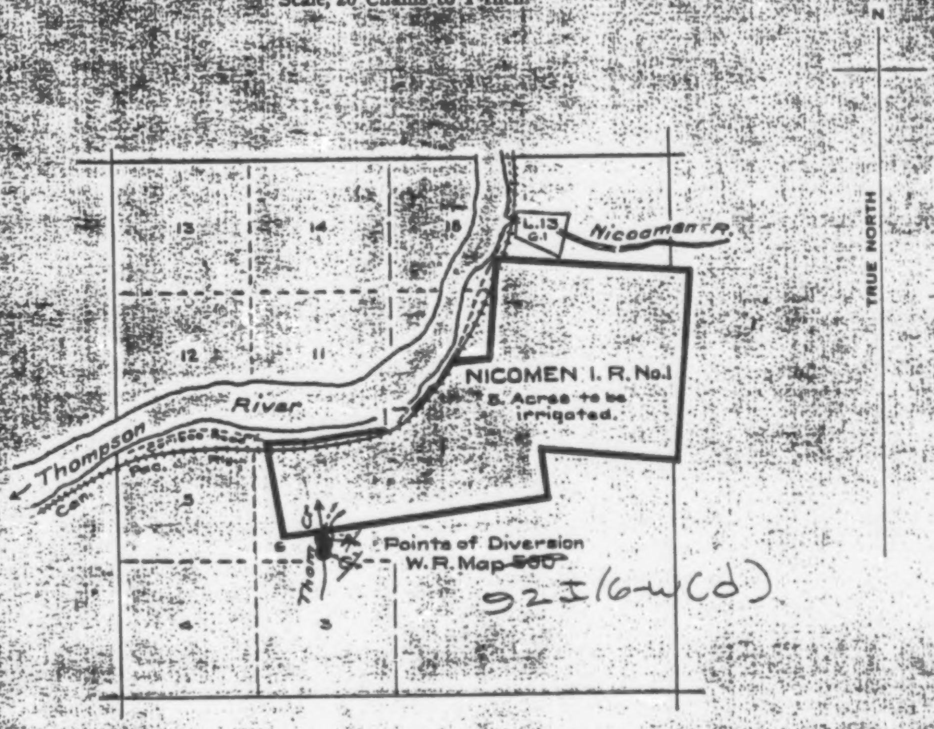
8

British Columbia.

To accompany Final Licence No. 9967

ASHCROFT WATER DISTRICT.

Scale, 20 Chains to 1 Inch


N
TRUE NORTH
13
14
15
12
11
L.13
G.1
Nicoomen R.
NICOMEN I. R. No.1
5 Acres to be irrigated.
Thompson River
Cariboo Road
Can. Pac. Ry.
5
6
4
3
Thom
Points of Diversion
W.R. Map ~~500~~

92 I/6-W (d)

Tp. 15. R. 25. W. 6th M.

Signature

Date 20 April 1937

F.L. 9967 for C.L. 7792

File 30-7-1

IBIT "A"

W.R.B. 2—1M-836-9939

PROVINCE OF BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

DEPARTMENT OF LANDS.

FINAL WATER LICENCE.

The Director ~~Superintendent-General~~ of Indian Affairs of Ottawa, Canada, is hereby authorized to divert and use water as follows:—

(*a.*) The source of the water-supply is Seddell spring.

~~a tributary of~~

(*b.*) The point of diversion from the stream is located as shown in the Exhibit marked " A " hereto attached.

(*c.*) The date from which this licence shall have precedence is 26th September, 1888.

(*d.*) The purpose for which the water is to be used is domestic.

(*e.*) The maximum quantity of water which may be diverted from the stream is 1,000 gallons a day

(*f.*) The period of the year during which the water may be used is the whole year.

(*g.*) The land upon which the water may be used is Klahkowit Indian Reserve No.5 (Nicomen),

as shown in the said Exhibit " A."

(*h.*) The works for the diversion and the carriage of the water consist of pipe.

(*i.*) This licence is issued in substitution of Conditional Water Licence No. 7357.

Date issued 16th January, 1939.

J. Macdonald
Comptroller of Water Rights.

ENTERED
Map No. 341
By O.W. 9M

File No. 2-11-1.

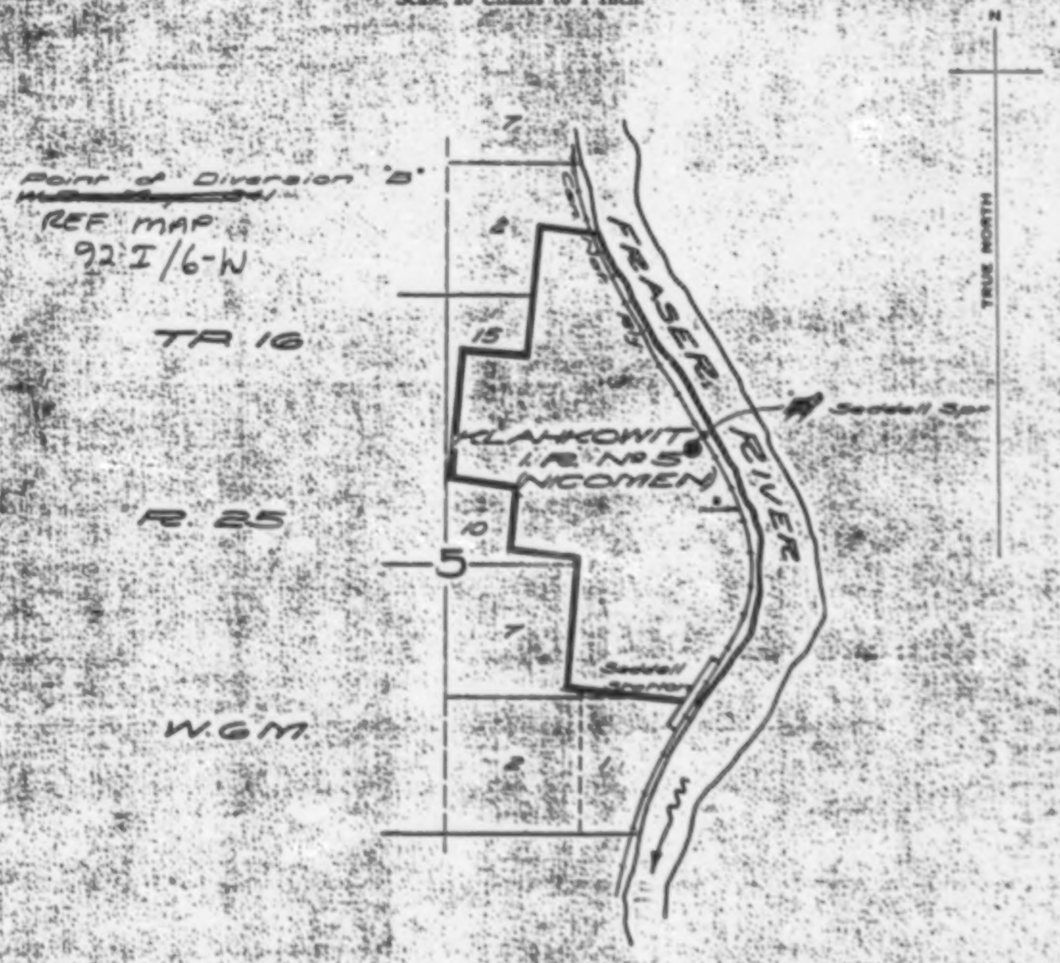
Licence No. 10440

British Columbia.

To accompany {Final Licence No. 10440 for
Conditional Licence No. 7357

ASHCROFT WATER DISTRICT.

Scale, 20 Chains to 1 Inch.



N
TRUE NORTH
Point of Diversion "B"
REF MAP
92 I/6-W
TP 16
R. 25
W.6M.
FRASER RIVER
KLAHKOWIT
I.R. No 5
(NICOMEN)
Seddall Spr
Seddall Station
7
2
15
10
5
7
2
1

The boundaries of the land to which this licence is appurtenant are shown shaded.

Signature

Date 16th Jan. 1939

F.L. 10440 for C.L. 7357

File 2-1-1

EXHIBIT "A"

W.R.B. 2—1M-836-9939

PROVINCE OF
BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

DEPARTMENT OF
LANDS.

FINAL WATER LICENCE.

The ~~Superintendent-General~~ Director of Indian Affairs of Ottawa, Canada, is hereby authorized to divert and use water as follows:—

(*a.*) The source of the water-supply is **Skhpowtz creek,**

a tributary of **Thompson river.**

(*b.*) The point of diversion from the stream is located as shown in the Exhibit marked "A" hereto attached.

(*c.*) The date from which this licence shall have precedence is **6th August, 1923.**

(*d.*) The purpose for which the water is to be used is **irrigation and domestic.**

(*e.*) The maximum quantity of water which may be diverted from the stream is **30 acre-feet per annum, of which quantity 500 gallons a day may be used for domestic purpose.**

(*f.*) The period of the year during which the water may be used **for irrigation is 1st April to 30th September, and for domestic use the whole year.**

(*g.*) The land upon which the water may be used is **10 acres of (Nicomen) Indian Reserve No. 5, Klahkowit,**

as shown in the said Exhibit "A."

(*h.*) The works for the diversion and the carriage of the water consist of **ditch.**

(*i.*) This licence is issued in substitution of Conditional Water Licence No. **7316.**

Date issued **16th January, 1939.**

J. Macdonald
Comptroller of Water Rights.

Map No. 342
By D.W.

File No. 048441.

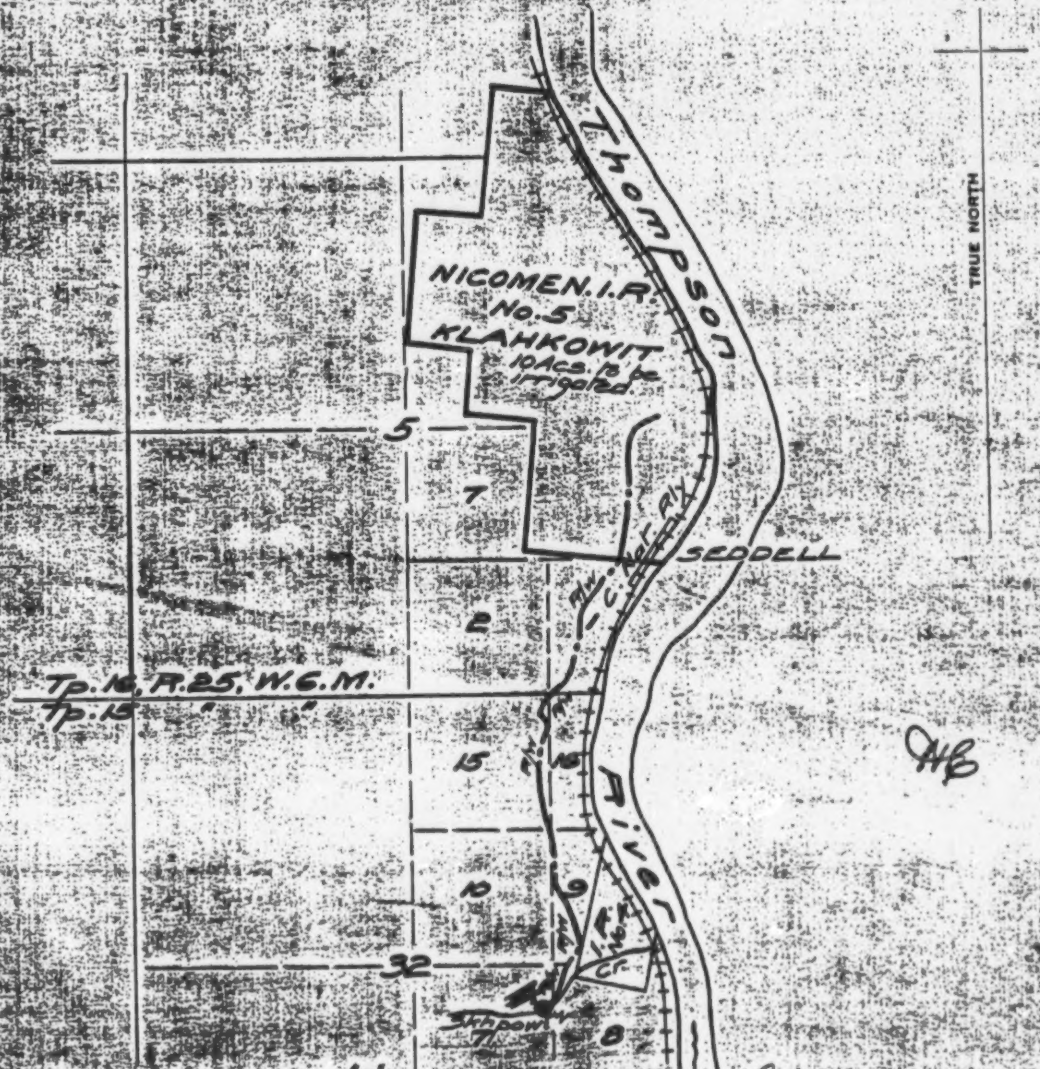
Licence No. 10442

British Columbia.

To accompany { Final Licence No. 10442 for
Conditional Licence No.
and Permit for Right of Way over Crown Land.

ASHCROFT WATER DISTRICT.

Scale, 20 Chains to 1 Inch.


N
TRUE NORTH
Thompson River
NICOMEN. I.R. No. 5 KLAHKOWIT
10 Acs. to be irrigated.
5
7
SEDDELL
C.N.R. Rly
R/W
2
Tp. 16, R. 25, W. 6. M.
Tp. 15 " "
15
16
10
9
32
Cr.
Shhpow 71
8

Point of Diversion "A"
~~W.R. Map 342~~
92 I/6-N

Signature

Date 16 Jan. 1939

C.L. 10442
File 048441

EXHIBIT "A"

For R/W see Ref. Map 88 (D-5)

Province of British Columbia Ministry of Environment, Lands & Parks

PERMIT UNDER THE WATER ACT AUTHORIZING THE OCCUPATION OF CROWN LAND

The holder of Conditional Water Licence 108216 whose licence authorizes the diversion and use of water from Nicoamen River and Kykinalko Creek, is hereby authorized to occupy Crown Land by constructing, maintaining and operating thereon the works authorized under the said licence and any licence which may be issued in substitution thereof.

(a) The Crown Land which is authorized to be occupied under this permit is a portion of unsurveyed Crown land, Kamloops Division Yale District, the location of which is shown approximately on the plan attached to the said water licence.

(b) The approximate area of the Crown Land authorized to be occupied under this permit is 50 feet in length by 15 feet in width for an area of 0.02 acre.

(c) The permittee may cut and remove from the said Crown Land any timber necessary to permit construction and maintenance of the said works. Prior to the cutting, destruction or flooding of any timber, the permittee shall apply for and obtain a licence to cut timber from the District Manager and the amount of stumpage, royalty and (or) compensation payable to the Crown in respect of trees, including merchantable or young growth, cut, removed, damaged, or destroyed by the permittee, shall be the sum or sums fixed by the Ministry of Forests of the Province of British Columbia.

(d) This permit is appurtenant to the land, mine or undertaking to which the aforesaid water licence is appurtenant.

(e) This permit shall become void if the water licence with respect to which the permit is issued should terminate, be abandoned or cancelled, or amended so as to render this permit unnecessary.

(f) This permit is issued and accepted on the understanding that the permittee shall indemnify and save harmless the Government of the Province of British Columbia for all loss, damage to works, cost or expense suffered by the permittee by reason of the Crown Land or any portion thereof being submerged or damaged by erosion or otherwise affected by flooding.

(g) The holder of this permit shall not be entitled to compensation if the Crown grants permits to other persons to occupy the land affected by this permit.

(h) In the event of a dispute at any time with respect to the area or boundaries of the land affected by this permit, the holder shall, at his own expense, have the said land surveyed by a duly qualified surveyor.

A.D. Zackodnik
Regional Water Manager
duly authorized designate of the
Minister of Environment, Lands & Parks

File: 0241042 Date Issued: February 8, 1995 Permit No: 21150

```
Stream Register Report      Water Licence Information System
________________________________________________________________

    Report Requested By    : RABRAMS
    Date Report Requested : 1996/07/22 09:25
    Report Sorted By       : Source Gazetted - Priority Date - Licence Number
    Selection Criteria
                START POINT      : PD46915 - 92.I.024 A
                END POINT        : S069659 - Kykinalko Creek right of Nicoamen River
```

```
Stream Register Report                                     Water Licence Information System                                                DATE: 1996/07/22
                                                                                                                                           TIME: 09:25
                                                                                                                                           PAGE: 001

Priority   Licence File   Appurtenancy                       Licensee                       PUC         Quantity/Units  Term  Term  Licence Comments              Process Status
YYYY/MM/DD Number  Number                                                                                               Start End

       Source                         WR Map          POD  RED POD Comments                                                   Prec
------------------------------------------------------------------------------------------------------------------------------------------------------------------------
1888/09/26 C108216 0241042 69 AC OF I R #2 KYKINALKO KDYD    NICOMEN INDIAN BAND          DOMIN         1,000.00 GD Jan 01 Dec 31
                                                             981-696-7233                 IRR             207.00 AF Apr 01 Sep 30
                                                             BOX 328
                                                             LYTTON BC
                                                             V0K1Z0

       Kykinalko Creek                WR92.I.024        A    N                                                                02I ASH - LYTTON
          Nicoamen River              WR92.I.024        B    N

    ------------ Total of 1 Licence Reported ------------
```

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Stream Register Report      Water Licence Information System
________________________________________________________________

    Report Requested By    : KABRAMS
    Date Report Requested : 1996/07/19 09:44
    Report Sorted By       : Source Gazetted - Priority Date - Licence Number
    Selection Criteria
                START POINT      : N069659 - Kykinalko Creek right of Nicoamen River
                END POINT        : 806345 - Nicoamen River left of Thompson River
```

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Stream Register Report                                 Water Licence Information System                                DATE: 1996/07/19
                                                                                                                       TIME: 09:44
                                                                                                                       PAGE: 001

Priority   Licence File    Appurtenancy                 Licensee                   PUC        Quantity/Units  Term   Term  Licence Comments          Process Status
YYYY/MM/DD Number  Number                                                                                     Start  End

           Source                        WR Map         POD   RHD POD Comments                                              Prec
------------------------------------------------------------------------------------------------------------------------------------------------------------------

1888/09/26 C108216 0241042 69 AC OF I R #2 KYKINALKO KDYD    NICOMEN INDIAN BAND        DOMIN       1,000.00 GD Jan 01 Dec 31
                                                        981-696-7233               IRR           207.00 AF Apr 01 Sep 30
                                                        BOX 328
                                                        LYTTON BC
                                                        V0K1Z0

           Nicoamen River                WR92.I.024       B    N                                                            02I ASH - LYTTON
              Kykinalko Creek            WR92.I.024       A    N

1965/09/01 C032535 0264387 A PWRHOUSE SITE SITUATED ON L    VAN DYKE CORNELIUS F       PRRES            1.00 CS Jan 01 Dec 31
                           13 GP 1 LYTTON DYD               PO BOX 249
                                                        LYTTON B C
                                                        V0K1Z0

           Nicoamen River                WR92.I.024       C    N                                                            02I ASH - LYTTON

1965/09/01 C032536 0264387 6 AC OF L 13 GP 1 LYTTON DYD EXC  VAN DYKE CORNELIUS F       IRR             18.00 AF Apr 01 Sep 30
                           CPR R/W & TRANS CANADA HWY       PO BOX 249
                                                        LYTTON B C
                                                        V0K1Z0

           Nicoamen River                WR92.I.024       C    N                                                            02I ASH - LYTTON

     ------------ Total of 3 Licences Reported ------------
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Stream Register Report      Water Licence Information System
____________________________________________________________

    Report Requested By   : RABRAMS
    Date Report Requested : 1996/07/19 09:40
    Report Sorted By      : Source Gazetted - Priority Date - Licence Number
    Selection Criteria
                START POINT      : FD46905 - 92.I.034 C
                END POINT        : S06413 - Seddell Spring
```

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Stream Register Report                                                                        Water Licence Information System                                                                     DATE: 1996/07/19
                                                                                                                                                                                                  TIME: 09:40
                                                                                                                                                                                                  PAGE: 001

Priority   Licence File    Appurtenancy                                 Licensee                                PUC           Quantity/Units Term   Term  Licence Comments                        Process Status
YYYY/MM/DD Number  Number                                                                                                                    Start  End

           Source                             WR Map               POD   RED POD Comments                                                              Prec

1888/09/26 F010440 0241063 KLAHKONIT IR #5 NICOMEN KDYD                 NICOMEN INDIAN BAND                     DOM              1,000.00 GD Jan 01 Dec 31
                                                                        981-696-7237
                                                                        BOX 328
                                                                        LYTTON BC
                                                                        V0K1Z0

           Seddell Spring                     WR92.I.034             C     N                                                                   OIC ASN - BOTANIE

      ------------ Total of 1 Licence Reported ------------
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Stream Register Report      Water Licence Information System
____________________________________________________________

    Report Requested By   : RABRAMS
    Date Report Requested : 1996/07/19 09:50
    Report Sorted By      : Source Gazetted - Priority Date - Licence Number
    Selection Criteria
                   START POINT      : PD46900 - 92I/6W(d) N
                   END POINT        : 806343 - Shoskhost Creek right of Thompson River
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Stream Register Report                                   Water Licence Information System                                          DATE: 1996/07/19
                                                                                                                                   TIME: 09:50
                                                                                                                                   PAGE: 001

Priority   Licence File    Appurtenancy                     Licensee                         PUC        Quantity/Units  Term   Term  Licence Comments                  Process Status
YYYY/MM/DD Number  Number                                                                                               Start  End

      Source                          WR Map           POD   RED POD Comments                                                   Prec
-------------------------------------------------------------------------------------------------------------------------------------------------------

1888/09/26 C007518 0261064 7.5 AC OF SHOSKHOST IR 07 NICOMEN  NICOMEN INDIAN BAND          DOM        500.00 GD Jan 01 Dec 31
                           KDYD                               981-696-7239                 IRR         23.00 AF Apr 01 Sep 30
                                                              BOX 328
                                                              LYTTON BC
                                                              V0K1Z0

      Shoskhost Creek                 WR92I/6W(d)        P     N                                                                02C ASH - BOTANIE
          Shoskhost Creek             WR92I/6W(d)        N     N

   ------------ Total of 1 Licence Reported ------------
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Stream Register Report      Water Licence Information System
________________________________________________________________

    Report Requested By   : RABRAMS
    Date Report Requested : 1996/07/19 09:50
    Report Sorted By      : Source Gazetted - Priority Date - Licence Number
    Selection Criteria
                  START POINT     : PD53697 - 92.1.034.4.2 E
                  END POINT       : S011991 - Skaynamoichst Creek left of Nicola River
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Stream Register Report                                    Water Licence Information System                                DATE: 1996/07/19
                                                                                                                          TIME: 09:50
                                                                                                                          PAGE: 001

Priority   Licence File    Apportenancy                     Licensee                  PUC      Quantity/Units Term  Term  Licence Comments               Process Status
YYYY/MM/DD Number  Number                                                                                     Start End

           Source                      WR Map           POD  RED POD Comments                                              Prec
-------------------------------------------------------------------------------------------------------------------------------------------------------------------
1963/02/22 C028953 0248272 FRAC LS 16 OF SEC 16 TP 16 R 24  BULMER GARNET A & JOAN E  DOM       1,000.00 GD Jan 01 Dec 31                          AND UNDER AMENDMENT
                           W6M LYING BETWEEN THE CPR R/W    BOX 113
                           PLAN 699 & THE NICOLA R          SPENCES BRIDGE BC
                                                            V0K2L0

           Shaynasichot Creek          WR92.I.036.4.3    E    N                                                            21C NIC - SPENCES BRIDGE

    ------------ Total of 1 Licence Reported ------------
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Stream Register Report      Water Licence Information System
____________________________________________________________________

    Report Requested By    : [illegible]
    Date Report Requested : 1996/07/10 09:40
    Report Sorted By       : Source Geocoded - Priority Date - Licence Number
    Selection Criteria
                  START POINT       : PD46903 - 92.2.036 A
                  END POINT         : S06346 - Skhpowtz Creek right of Thompson River
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Stream Register Report                                   Water Licence Information System                                 DATE: 1996/07/19
                                                                                                                          TIME: 09:40
                                                                                                                          PAGE: 001

Priority   Licence File    Appertenancy                     Licensee                  PUC        Quantity/Units  Term   Term  Licence Comments             Process Status
YYYY/MM/DD Number  Number                                                                                        Start  End

          Source                        WR Map          POD   RED POD Comments                                          Prec
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1923/08/06 F010442 0040441 10 AC OF NICOMEN IR 05 KLAHKOWIT  NICOMEN INDIAN BAND       DOM        500.00 GD Jan 01 Dec 31
                           KDYD                              981-696-7237              IRR         30.00 AF Apr 01 Sep 30
                                                             BOX 328
                                                             LYTTON BC
                                                             V0K1Z0

          Skhpowtz Creek                WR92.I.034       A     N                                                        02C ASN - ROTANIE

   ------------ Total of 1 Licence Reported ------------
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Stream Register Report      Water Licence Information System
____________________________________________________________

    Report Requested By   : HARMANS
    Date Report Requested : 1996/07/19 09:41
    Report Sorted By      : Source Gazetted - Priority Date - Licence Number
    Selection Criteria
                START POINT      : PD46913 - 92I/6W(d) S
                END POINT        : S06348 - Sleetsis Creek right of Thompson River
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Stream Register Report                                  Water Licence Information System                                 DATE: 1996/07/19
                                                                                                                          TIME: 09:41
                                                                                                                          PAGE: 001

Priority   Licence File    Appurtenancy                   Licensee                       PUC        Quantity/Units  Term   Term  Licence Comments           Process Status
YYYY/MM/DD Number  Number                                                                                           Start  End

           Source                        WR Map            POD   RED POD Comments                                        Prec
---------------------------------------------------------------------------------------------------------------------------------------------------
1933/04/25 C012276 0112365 35 AC OF NICOMEN IR #5 KLAHKWIT  NICOMEN INDIAN BAND          IRR              97.50 AF Apr 01 Sep 30
                           EDVD                             981-456-7237
                                                            BOX 328
                                                            LYTTON BC
                                                            V0K1Z0

           Sleetsis Creek                WR921/6W(d)        0     N                                                       OIC AGR - BOTANIE

     ------------ Total of 1 Licence Reported ------------
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Stream Register Report      Water Licence Information System
____________________________________________________________

    Report Requested By   : RABRAMS
    Date Report Requested : 1996/07/19 09:48
    Report Sorted By      : Source Gazetted - Priority Date - Licence Number
    Selection Criteria
                 START POINT      : PD46896 - 92I/6W(d) M
                 END POINT        : 806344 - Thom Creek left of Thompson River
```

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Stream Register Report                                                                       Water Licence Information System                                                                   DATE: 1996/07/19
                                                                                                                                                                                                TIME: 09:40
                                                                                                                                                                                                PAGE: 001

Priority   Licence File    Appurtenancy                                              Licensee                                  PUC           Quantity/Units  Term   Term  Licence Comments                        Process Status
YYYY/MM/DD Number  Number                                                                                                                                    Start  End

           Source                                   WR Map                              POD    RED POD Comments                                                             Prec
------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

1888/09/26 F009967 0241043 5 AC OF NICOMEN IR # 1   XDYD                                 NICOMEN INDIAN BAND                       DOM             1,000.00 GD Jan 01 Dec 31
                                                                                         981-696-7232                              IRR                15.00 AF Apr 01 Sep 30
                                                                                         BOX 328
                                                                                         LYTTON BC
                                                                                         V0K1Z0

           Thom Creek                               WR92I/6W(d)                           L     N                                                                           02I ASH - LYTTON
               Thom Creek                           WR92I/6W(d)                           N     N

    ------------ Total of 1 Licence Reported ------------
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SKEENA RIVER AT USK - STATION NO. 08EF001

ANNUAL EXTREMES OF DISCHARGE AND ANNUAL TOTAL DISCHARGE FOR THE PERIOD OF RECORD

YEAR	MAXIMUM INSTANTANEOUS DISCHARGE (m³/s)	MAXIMUM DAILY DISCHARGE (m³/s)	MINIMUM DAILY DISCHARGE (m³/s)	TOTAL DISCHARGE (dam³)	YEAR
1928	---	3 910 ON JUN 13	---	---	1928
1929	---	3 620 ON JUN 08	69.7 ON JAN 22	22 200 000	1929
1930	---	5 010 ON JUN 11	134 B ON MAR 23	25 000 000	1930
1931	---	4 730 ON JUN 19	144 ON MAR 13	26 700 000	1931
1936	---	---	---	---	1936
1937	---	4 330 ON JUN 10	---	---	1937
1938	---	3 450 ON MAY 25	79.0 ON MAR 06	---	1938
1939	---	3 340 ON JUN 17	122 B ON MAR 01	31 800 000	1939
1940	---	3 540 ON JUN 13	113 B ON DEC 30	28 300 000	1940
1941	---	3 030 ON JUN 04	136 ON MAR 15	---	1941
1942	---	3 910 ON MAY 26	107 ON FEB 25	---	1942
1943	---	2 920 ON JUN 24	68.8 ON MAR 22	23 400 000	1943
1944	---	2 890 ON MAY 29	54.4 ON MAR 06	25 200 000	1944
1945	---	4 960 ON MAY 30	71.4 ON MAR 17	24 400 000	1945
1946	---	5 240 ON MAY 28	78.7 ON FEB 07	---	1946
1947	---	---	---	---	1947
1948	---	9 340 ON MAY 26 *	76.5 ON APR 03	---	1948
1949	---	3 790 ON MAY 23	69.1 ON JAN 03	29 100 000	1949
1950	---	6 540 ON JUN 14	51.8B ON MAR 01 *	25 700 000	1950
1951	---	4 360 ON JUN 15	125 B ON FEB 25	25 300 000	1951
1952	---	4 190 ON JUN 25	76.2 ON MAR 21	30 200 000	1952
1953	5 100 AT 07:30 PST ON MAY 20	5 010 ON MAY 20	96.8 ON MAR 23	30 500 000	1953
1954	5 970 AT 07:00 PST ON JUN 10	5 920 ON JUN 10	142 ON APR 09	37 600 000	1954
1955	5 180 AT 08:00 PST ON JUN 25	5 100 ON JUN 25	105 B ON MAR 13	26 900 000	1955
1956	---	3 480E ON MAY 19	77.0B ON APR 02	---	1956
1957	6 800 AT 08:00 PST ON MAY 20	6 650 ON MAY 20	113 B ON MAR 01	---	1957
1958	5 720 AT 11:30 PST ON MAY 29	5 660 ON MAY 29	163 ON MAR 23	30 300 000	1958
1959	4 360 AT 06:30 PST ON JUN 13	4 280 ON JUN 13	113 B ON FEB 19	33 000 000	1959
1960	4 640 AT 05:45 PST ON JUN 29	4 560 ON JUN 29	116 ON MAR 05	32 300 000	1960
1961	6 140 AT 08:00 PST ON JUN 08	5 970 ON JUN 08	96.3B ON FEB 03	32 700 000	1961
1962	4 840 AT 01:00 PST ON JUN 28	4 670 ON JUN 28	130 ON MAR 27	30 600 000	1962
1963	4 250 AT 11:30 PST ON MAY 23	4 190 ON MAY 23	142 B ON NOV 25	28 400 000	1963
1964	7 530 AT 11:00 PST ON JUN 11	7 480 ON JUN 11	121 ON MAR 24	36 700 000	1964
1965	4 810 AT 07:30 PST ON JUN 03	4 760 ON JUN 03	136 B ON DEC 27	26 000 000	1965
1966	4 900 AT 13:30 PST ON JUN 18	4 760 ON JUN 18	103 B ON MAR 08	30 300 000	1966
1967	5 640 AT 14:00 PST ON JUN 07	5 580 ON JUN 07	110 ON MAR 16	32 500 000	1967
1968	5 720 AT 04:00 PST ON MAY 22	5 520 ON MAY 22	157 B ON MAR 03	30 800 000	1968
1969	4 640 AT 02:00 PST ON JUN 13	4 500 ON MAY 25	102 B ON MAR 24	29 300 000	1969
1970	5 320 AT 02:00 PST ON JUN 05	5 130 ON JUN 04	87.8B ON DEC 31	25 700 000	1970
1971	5 130 AT 18:30 PST ON JUN 24	4 900 ON JUN 24	83.3B ON JAN 17	27 700 000	1971
1972	8 100 AT 17:52 PST ON JUN 12 *	7 790 ON JUN 12	106 B ON MAR 07	34 600 000	1972
1973	4 670 AT 13:00 PST ON MAY 17	4 640 ON MAY 17	105 B ON MAR 13	28 300 000	1973
1974	5 920 AT 11:42 PST ON OCT 10	5 640 ON OCT 10	91.7B ON JAN 23	31 700 000	1974
1975	3 600 AT 10:25 PST ON JUN 03	3 540 ON JUN 03	119 B ON MAR 23	24 200 000	1975
1976	6 340E AT 16:16 PST ON JUL 01	6 230E ON JUL 01	130 ON MAR 01	38 800 000	1976
1977	3 140 AT 04:24 PST ON JUN 17	3 090 ON JUN 16	122 B ON DEC 31	26 100 000	1977
1978	4 250 ON NOV 02	3 940E ON NOV 02	96.0B ON MAR 29	24 700 000	1978
1979	4 190 AT 03:40 PST ON JUN 04	3 980 ON JUN 03	105 B ON MAR 01	26 300 000	1979
1980	3 290 AT 22:53 PST ON MAY 13	3 260 ON MAY 14	103 B ON MAR 13	26 400 000	1980
1981	5 710 AT 12:32 PST ON MAY 27	5 600 ON MAY 27	186 ON MAR 14	29 200 000	1981
1982	4 950 AT 08:06 PST ON JUN 14	4 880 ON JUN 14	112 B ON APR 03	25 700 000	1982
1983	5 140 AT 11:34 PST ON JUN 03	4 930 ON JUN 03	94.6B ON DEC 21	25 100 000	1983
1984	3 550 AT 09:14 PST ON JUN 12	3 510 ON JUN 12	95.3B ON JAN 21	26 900 000	1984
1985	5 490 AT 07:08 PST ON JUN 05	5 310 ON JUN 05	89.0B ON DEC 03	27 100 000	1985
1986	5 380 AT 10:32 PST ON JUN 16	5 190 ON JUN 16	68.0B ON FEB 23	28 000 000	1986
1987	4 200 AT 02:51 PST ON JUL 02	4 090 ON JUL 02	152 ON FEB 04	31 600 000	1987
1988	5 480 AT 19:56 PST ON MAY 14	5 230 ON MAY 14	105 B ON JAN 19	30 700 000	1988
1989	3 820 AT 05:20 PST ON JUN 06	3 640 ON JUN 06	121 B ON MAR 24	26 300 000	1989
1990	5 980 AT 04:40 PST ON JUN 02	5 840 ON JUN 02	143 B ON DEC 31	29 400 000	1990
				28 700 000	MEAN

B - ICE CONDITIONS
E - ESTIMATED

* - EXTREME RECORDED FOR THE PERIOD OF RECORD

SKEIRUT CREEK ABOVE INTAKE - STATION NO. 08LG054

MONTHLY AND ANNUAL MEAN DISCHARGES IN CUBIC METRES PER SECOND FOR THE PERIOD OF RECORD

YEAR	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	MEAN	YEAR
1966	---	---	---	---	---	---	---	0.004	0.002	---	---	---	---	1966
MEAN	---	---	---	---	---	---	---	0.004	0.002	---	---	---	---	MEAN

LOCATION - LAT 50 19 28 N
LONG 121 13 43 W

DRAINAGE AREA, 24.1 km²
NATURAL FLOW

SKEIRUT CREEK ABOVE INTAKE - STATION NO. 08LG054

ANNUAL EXTREMES OF DISCHARGE AND ANNUAL TOTAL DISCHARGE FOR THE PERIOD OF RECORD

YEAR	MAXIMUM INSTANTANEOUS DISCHARGE (m³/s)	MAXIMUM DAILY DISCHARGE (m³/s)	MINIMUM DAILY DISCHARGE (m³/s)	TOTAL DISCHARGE (dam³)	YEAR
1966	---	---	0E ON SEP 04 *	---	1966
				---	MEAN

E - ESTIMATED

* - EXTREME RECORDED FOR THE PERIOD OF RECORD

PABC - REEL B4472
WRB FILE 0-1-1

DEPARTMENT OF INDIAN AFFAIRS
CANADA

Dept. of Lands
JAN 18 1926
Water Branch

In your reply refer to
No. 30/6456.
Also to date of this letter

COMMISSIONER'S OFFICE.
P.O. BOX 84
VICTORIA. B.C., January 16, 1926.

3-22-1 (19)

482569

Sir:-

Further List of Indian Water Rights to be abandoned.

Mr. Balls, of the Dominion Water Power Branch, has brought to my attention a further list of claims to water for Indian Reserves within the Railway Belt, which should be officially abandoned by this Department in order that the said claims may be wiped off your books. These claims are as hereunder set forth, the reason for abandonment being given in each case. I, therefore, wish to inform you that this Department officially abandons the claims enumerated hereunder:-

LYTTON AGENCY.

Board File

15-11-1. Lytton I.R. No. 8 (Naka)--I.R.C. Allotment dated July 10th, 1878, recorded in Dominion Lands Office at New Westminster Sept.26th, 1888--"Five inches of water from Boothanie Creek."

Naka
15-11-1

The location of this reserve is not definitely known, township plan shows position uncertain and neither the Indian Agent at Lytton nor the Lytton Indians were able to furnish any definite information. There are no Indians living or working on the reserve. If the Indians ever intend to irrigate the land in this reserve, there should be no trouble in obtaining a licence for water from Boothanie Creek.

KAMLOOPS AGENCY.

3-11-1. Nicomen I.R. No. 4--I.R.C. Allotment dated July 13th, 1878, recorded in Dominion Lands Office at New Westminster Sept. 26th, 1888--"20 inches of water from Skhpowtez Creek."

Skhpowtz
3-11-1

There is no irrigable land on Skhpowtez Reserve. The Indians were using water from Skhpowtez Creek on Klakowit Reserve (Nicomen No. 5) without authority and leave was granted to apply for the transfer of the rights from Reserve No. 4 to Reserve No. 5. As there were no other record holders to consider, it was found simpler to relinquish the rights for Reserve No. 4 and to apply for a new licence for Reserve No. 5. A Conditional Licence appurtenant to Reserve No. 5 has been acquired accordingly, so the record for Reserve No. 4 may now be abandoned as of no value.

The Chairman,
Board of Investigation
under Water Act,
Parliament Buildings,
Victoria, B.C.

(20)

Dept. of Lands
JAN 18 1926
Water Branch

182569

KAMLOOPS AGENCY - CONT'D.

Board File

4-11-1. Nicomen I.R. No.8--(1)--I.R.C. Allotment dated July 13, 1878, recorded in Dominion Lands Office at New Westminster Sept. 26, 1888,--"20 inches of water from the Thompson River."

(2) Official Schedule of Indian Reserves (1913) "20 inches of water recorded from Unpukpulquatum Creek."

Unpukpulquatum

(1) The total irrigable area is only 0.7 acre, there are no residents, stock or improvements on the reserve and priority is of no importance whatever. Furthermore it would be impracticable to obtain a gravity supply of water from the Thompson River for irrigation on this reserve.

(2) There is no water available in Unpukpulquatum Creek.

8-11-1. Nicomen I.R. No. 14.---I.R.C. Allotment dated July 13, 1878, recorded in Dominion Lands Office at New Westminster Sept. 26, 1888,--"All the water from all the springs and other sources of water supply on the reserve".

Putkwa

There are no sources of water supply on the reserve and no irrigable land, improvements, residents or stock.

27-4-1. Cooks Ferry I.R. No. 5.---I.R.C. Allotment dated 20th July, 1878--recorded in the Dominion Lands Office at New Westminster Sept. 26, 1888--"All the water from two springs on the mountains on the South side of the valley."

Chuchhriaschin

Claim disallowed for the reason that the existence of the recorded sources has not been established. The water supply for this reserve is obtained from Twaal Creek.

28-4-1. Cooks Ferry I.R. No. 8.---I.R.C. Allotment dated July 20, 1878, recorded in the Dominion Landw Office at New Westminster Sept. 26, 1888--"5 inches of water from the spring nearest to the reserve".

Tsinkahtl

Claim disallowed for the reason that there is no water available.

21-5-1. Oregon Jack I.R. No. 1.---I.R.C. Allotment dated August 3, 1878, recorded in the Dominion Lands Office at New Westminster Sept. 26, 1888--"20 inches from the stream which flows through the reserve" (Venables Creek).

Hay Meadow

Claim to water from Venables Creek has been disallowed on the grounds that no use of water on this reserve has been made by the Indians and that all the water in the creek is required by holders of earlier rights.

29-2-1. Bonaparte I.R. No. 5.---I.R.C. Allotment dated August 10, 1878, recorded in Dominion Lands Office at New

Mauvais Roche

Mauvais Rocher

Westminster

PABC - REEL B4472
WRB FILE 0-1

37839—6

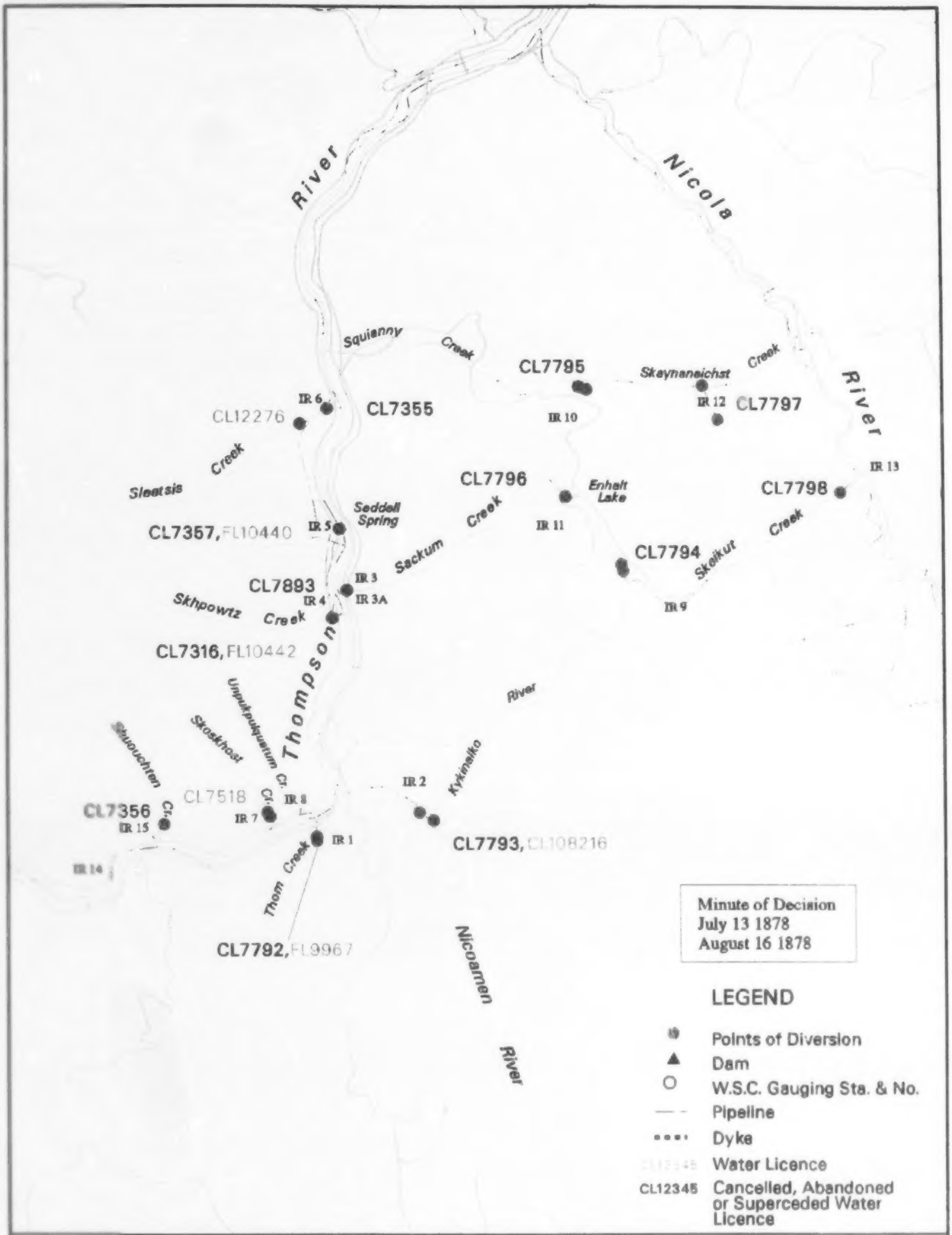
	20	Kitsowit	Kamloops district, on the Yale-Cariboo wagon road, between the 84 and 85 mile posts, in section 25, township 14, range 27, west of 6th meridian.	Lytton	27·00	15 inches of water recorded from the stream flowing through the reserve and all the water from all other sources of water-supply on the reserve.
	21	Inkluckcheen	Kamloops district, 3 miles north of Lytton, in section 24, township 15, range 27, west 6th meridian.	"	181·25	50 inches of water recorded from Bootahnie creek and all the water from all other sources of water-supply on the reserve.
FISHING ONLY	21A	Lytton	Kamloops district, section 24, township 15, range 27, west of 6th meridian.	"	150·80	Surveyed, 1911.
	22	Kleetlekut	Kamloops district, to the east of and adjoining reserve No. 2, in section 18, township 15, range 26, west of 6th meridian.	"	300·00	20 inches of water from Inchawkawwisken creek to be discharged into Bootahnie lake, thence to reserves Nos. 2 and 22, and all the water from all other sources of water-supply on the reserve.
	23	Nohomeen	Kamloops district, on the right bank of the Fraser, 1½ miles above Lytton.	"	32·00	50 inches of water recorded from Nohomeen creek.
	24	Tuckosap	Kamloops district, at the confluence of the Thompson and Fraser rivers, on the left bank of the latter, in township 15, ranges 26, 27, west of 6th meridian.	"	211·00	50 inches of water recorded from Bootahnie creek.
	25	Nickeyeah	Kamloops district, on the right bank of the Fraser, 1½ miles below Lytton, in township 14, range 27, west of coast meridian.	"	248·50	200 inches of water recorded from Nickeyeah creek.
	26	Skwayaynope	Kamloops district, to the south of and adjoining reserve No. 25, in township 14, range 27, west of 6th meridian.	"	237·00	100 inches of water recorded from Kwellannht creek, and all the water from all other sources of water supply on the reserve.
FISHING ONLY	26A	Lytton	Kamloops district, sections 23 and 14, township 14, range 27, west of 6th meridian.	"	229·34	Surveyed, 1911.
	27	Papyum	Kamloops district, on the right bank of the Fraser, opposite Lytton, in section 1, township 15, range 27, west 6th meridian.	"	129·00	100 inches of water recorded from Nickeyeah creek. A grave-yard, 7 chains north of Papyum, is also reserved. The Lytton reserves are in the railway belt. Reserves 1 to 7 were allotted by Commissioner O'Reilly, August 24, 1881. Reserve No. 27 was allotted by Commissioner O'Reilly, May 21, 1886. Reserves Nos. 8 to 26 were allotted by Commissioner Sproat, July 10, 1878. Approved by the Provincial Government, June 24, 1887. The reserves were surveyed in 1884, 1885, 1886.
FISHING ONLY	27A	"	Kamloops district, part section 36, township 14, range 27, and part section 1, township 15, range 27, west 6th meridian.	"	209·00	Surveyed 1911.
		Lytton	Kamloops district, sections 11 and 12, township 15, range 27, west 6th meridian.	"	97·48	Surveyed 1911.
		Nicomen	Kamloops district, on the left bank of the Thompson river, in section 17, township 15, range 25, west 6th meridian.	[redacted]	151·50	50 inches of water recorded from the stream which flows through the reserve.
		Kykinalko	Kamloops district, on the banks of Nicomen creek, ½ mile from its confluence with the Thompson river.	"	130·00	50 inches of water recorded from Nicomen creek.

SCHEDULE of Indian Reserves in the Dominion—*Continued.*

BRITISH COLUMBIA, LYTTON AGENCY—*Continued.*

No.	Name.	Where Situated.	Tribe or band.	Area, Acres.	Remarks.
3	Sackum	Kamloops district, on the left bank of the Thompson, townships 15, 16, range 26, west 6th meridian.	[redacted]	20·00	20 inches of water recorded from Sackum creek.
	Grave-yard	6 chains south of reserve No. 3	"	1·50	Shown on plan but not in minutes of decision.
4	Skhpowts	Kamloops district, on the right bank of Thompson river, ¼ mile below reserve No. 3, in section 32, township 15, range 26, west 6th meridian.	"	16·00	20 inches of water recorded from Skhpowts creek. → ABANDONED 1926/01/16
5	Klahkowit	Kamloops district, on the right bank of the Thompson, township 16, range 26, west of 6th meridian.	"	197·00	20 inches of water recorded from Kloalulat creek.
6	Sleetsis	Kamloops district, on the right bank of the Thompson, near Drynoch, section 17, township 16, range 26, west 6th meridian.	"	22·00	100 inches of water recorded from Sleetsis creek.
7	Sheekhost	Kamloops district, on the right bank of the Thompson river, in section 18, township 15, range 25, west of 6th meridian.	"	19·00	20 inches of water recorded from Sheekhost creek.
8	Uspukpulquatum	Kamloops district, on the right bank of the Thompson, and partly in section 18, township 15, range 26, west 6th meridian.	"	6·83	20 inches of water recorded from Uspukpulquatum creek. → ABANDONED 1926/01/16
9	Skeikut	Kamloops district, in township 15, range 24, west of 6th meridian.	"	390·00	100 inches of water recorded from the lakes 3 miles south of the reserves and from the stream which flows through the lakes.
10	Squianny	Kamloops district, in township 16, ranges 24, 25, west 6th meridian.	"	1,520·00	80 inches of water recorded from Squianny creek, and all the water from all other sources of water-supply on the reserve.
11	Enhalt	Kamloops district, ½ mile south of reserve No. 10, in township 16, range 25, west of 6th meridian.	"	140·00	60 inches of water recorded from the small lake at Enhalt; 60 inches from the stream flowing south-east to Skeikut.
12	Skaynaneichst	Kamloops district, in section 15, township 16, range 24, west 6th meridian.	"	200·00	75 inches of water recorded from Skaynaneichst creek.
13	Naykikoulth	Kamloops district, on the left bank of the Nicola river, in section 7, township 16, range 23, west of 6th meridian.	"	182·00	30 inches of water recorded from Naykikoulth creek.
14	Putkwa	Kamloops district, on the right bank of the Thompson river, in sections [illegible], 14, township 15, range 26, west of 6th meridian.	"	10·50	Water [illegible] water from all sources of water-supply on the reserve. → ABANDONED 1926/01/16

	15	Shuouchten	Kamloops district, on the right bank of the Thompson, in sections 13, 14, township 15, range 26, west of 6th meridian.	"	10·50	20 inches of water recorded from Shuouchten creek. The Nicomen reserves are within the railway belt. Nos. 1 to 13 were allotted by Commissioner Sproat, July 13, 1878. Nos. 14 and 15 were reserved by Dominion Order in Council, December 2, 1895. The reserves were surveyed in 1879 and 1880.
	1	Nicola Mameet	Kamloops district, near the confluence of the Nicola river and Guichon creek.	Nicola (Lower), [illegible]	11,350·00	300 inches of water recorded from Mameet river. Allotted by Commissioner Sproat, Sept. 5, 1878.
	2	Joeyaska	Kamloops district, in section 11, township 91.	"	320·00	Allotted by Commissioner Sproat, Sept. 11, 1878.
	3	Pipseul	Kamloops district, about six miles north of Mameet lake in township 17, range 21, west of 6th meridian.	"	220·00	Allotted by Commissioner Sproat, Sept. 5, 1878. 50 inches of water recorded from Pipseul creek. In railway belt.
	4	Zoht No. 1	Kamloops district, near the foot of Nicola lake, in township 94.	"	500·00	Allotted by Commissioner Sproat, Sept. 10, 1878. 50 inches of water recorded from Clapperton creek.
	5	Zoht No. 2	Kamloops district, in section 36, township 94; also known as lot 716, group 1, Yale district.	"	100·00	The old Zoht reserve surrendered to the Provincial Government by Dominion Order in Council of May 16, 1899, in exchange for lot 716, group 1, Yale district. Approved, June 22, 1899.
	6	Logan's	Kamloops district, on Hamilton creek, (a tributary to the Nicola lake) twelve miles from its mouth.	"	45·00	Allotted by Commissioner Sproat, Sept. 12, 1878.
	7	Hamilton Creek	Kamloops district, on the banks of Hamilton creek, seven miles from its mouth.	"	4,400·00	Allotted by Commissioner Sproat, Sept. 12; 1878. 100 inches of water recorded from Tsunamilst creek; 200 inches from Hamilton creek.
	8	Spcous	Kamloops district, one mile southeast of the junction of the Nicola and Spcous rivers, in townships 87 and 90.	"	280·00	100 inches of water recorded from Chiuppulst creek; 100 inches from Nunitch creek and 100 inches from Hanuhuwiwihl creek. Allotted by Commissioner Sproat, July 23, 1879.
NOOAITCH BAND	9	Nooaitch Grass	Kamloops district, one mile and a half east of the Nicola river about twenty-five miles from its mouth, partly in townships 14 and 15, range 22, west of 6th meridian.	"	1,000·00	In the railway belt. Allotted by Commissioner Sproat, Aug. 26, 1878.
	10	Nooaitch	Kamloops district, on the banks of the Nicola river about twenty miles from its mouth, in townships 14, 15, ranges 22, 23, west of 6th meridian.	"	2,310·00	In the railway belt. 50 inches of water from Nicola river with all the water from a stream running through the reserve. Allotted by Commissioner Sproat, Aug. 26, 1878.
SHACKAN BAND	11	Shackan	Kamloops district, on the banks of the Nicola river about twelve miles from its mouth, in townships 15, 16, ranges 23, 24, west of 6th meridian.	"	6,470·00	In the railway belt. 100 inches of water recorded from Nikikuld creek; 200 inches from Shhahasih creek; 100 inches from Zasstum creek; 200 inches from Papsilqua creek. Allotted by Commissione Sproat, Aug. 20, 1878.
	12	Soldatque	Kamloops district, in township 16, range 23, west of 6th meridian.	"	2,440·00	50 inches of water recorded from Lukatchera creek; 50 inches from Soldatque creek. In the railway belt. Allotted by Commissioner Sproat, Aug. 20, 1878.
	13	Papsilqua	Kamloops district, on Papsilqua creek, in sections 12, 13, township 16, range 23, west of 6th meridian.	"	730·00	100 inches of water recorded from Papsilqua creek. In the railway belt. Allotted by Commissioner Sproat, Aug. 20, 1878. The lower Nicola reserves were surveyed in 1879.


River
Thompson
Nicola
River
Squianny Creek
CL7795
Skaynaneichst Creek
IR 12
CL7797
IR 10
IR 6
CL7355
CL12276
Sleatsis Creek
CL7796
Enhalt Lake
IR 13
CL7798
Seddell Spring
IR 5
CL7357, FL10440
Sackum Creek
IR 11
CL7794
Skoikut Creek
IR 9
IR 3
CL7893
IR 4
IR 3A
Skhpowtz Creek
CL7316, FL10442
River
Umpukpulquatum Cr.
Skoskhost
Stuouchten Cr.
Kykinalko
IR 2
CL7518
Cr.
IR 8
CL7356
IR 15
IR 7
IR 1
CL7793, CL108216
IR 14
Thom Creek
CL7792, FL9967
Nicoamen River
Minute of Decision
July 13 1878
August 16 1878
LEGEND
● Points of Diversion
▲ Dam
○ W.S.C. Gauging Sta. & No.
Pipeline
Dyke
CL12345 Water Licence
CL12345 Cancelled, Abandoned or Superceded Water Licence

NICOMEN FIRST NATION

Scale: 1 : 120,000

Ministry of Environment, Lands & Parks

Date: March 2000

Environment & Lands Division